

107TH CONGRESS
2D SESSION

H. R. 4854

To reauthorize and reform the national service laws.

IN THE HOUSE OF REPRESENTATIVES

MAY 24, 2002

Mr. HOEKSTRA (for himself, Mr. ROEMER, Mr. BOEHNER, Mr. SHAYS, Mr. KIND, and Mr. ANDREWS) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To reauthorize and reform the national service laws.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Citizen Service Act of 2002”.

6 (b) **TABLE OF CONTENTS.**—The table of contents for
7 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—AMENDMENTS TO THE NATIONAL AND COMMUNITY SERVICE ACT OF 1990

Sec. 1001. References.

Subtitle A—Amendments to Subtitle A (General Provisions)

Sec. 1101. Purposes of Act.

Sec. 1102. Definitions.

Subtitle B—Amendments to Subtitle B (Service-Learning)

- Sec. 1201. School-based allotments.
- Sec. 1202. Higher education provisions.
- Sec. 1203. Community-based programs, training, and other initiatives.
- Sec. 1204. Service-learning clearinghouse.

Subtitle C—Amendments to Subtitle C (National Service Trust Program)

- Sec. 1301. Prohibition on grants to Federal agencies; limits on Corporation costs.
- Sec. 1302. E-Corps and technical amendments to types of programs.
- Sec. 1303. Types of positions.
- Sec. 1304. Training and technical assistance.
- Sec. 1305. Assistance to State Commissions; Challenge grants.
- Sec. 1306. Allocation of assistance to States and other eligible entities.
- Sec. 1307. Additional authority.
- Sec. 1308. State selection of programs.
- Sec. 1309. Consideration of applications.
- Sec. 1310. Description of participants.
- Sec. 1311. Reference to Federal agency.
- Sec. 1312. Terms of service.
- Sec. 1313. Adjustments to living allowance.

Subtitle D—Amendments to Subtitle D (National Service Trust and Provision of National Service Educational Awards)

- Sec. 1401. Availability of funds in the National Service Trust.
- Sec. 1402. Individuals eligible to receive a National Service Educational Award from the Trust.
- Sec. 1403. Determination of the amount of National Service Educational Awards.
- Sec. 1404. Disbursement of National Service Educational Awards.
- Sec. 1405. Additional uses of National Service Trust amounts.

Subtitle E—Amendments to Subtitle E (National Civilian Community Corps)

- Sec. 1501. Purpose.
- Sec. 1502. Program components.
- Sec. 1503. Eligible participants.
- Sec. 1504. Summer national service program.
- Sec. 1505. Team leaders.
- Sec. 1506. Consultation with State Commissions.
- Sec. 1507. Permanent cadre.
- Sec. 1508. Contract and grant authority.
- Sec. 1509. Other departments.
- Sec. 1510. Repeal of authority for advisory board and funding limitation.
- Sec. 1511. Definitions.
- Sec. 1512. Emergency response corps.
- Sec. 1513. Terminology.

Subtitle F—Amendments to Subtitle F (Administrative Provisions)

- Sec. 1601. Family and medical leave.
- Sec. 1602. Additional prohibitions on use of funds.

- Sec. 1603. Notice, hearing, and grievance procedures.
- Sec. 1604. Resolution of displacement complaints.
- Sec. 1605. State commissions on national and community service.
- Sec. 1606. Evaluation and accountability.
- Sec. 1607. Technical amendment.
- Sec. 1608. Additional administrative provisions.

Subtitle G—Amendments to Subtitle G (Corporation for National and
Community Service)

- Sec. 1701. Terms of office.
- Sec. 1702. Board of Directors authorities and duties.
- Sec. 1703. Peer reviewers.
- Sec. 1704. Non-voting members; Personal services contracts.
- Sec. 1705. Donated services.

Subtitle H—Amendments to Subtitle H

- Sec. 1801. Technical amendments to subtitle H.

Subtitle I—Additional Authorities

- Sec. 1901. Senior service scholarships.
- Sec. 1902. America's Promise: The Alliance for Youth.

Subtitle J—Title III (Points of Light Foundation)

- Sec. 1911. Purpose.
- Sec. 1912. Board of Directors.
- Sec. 1913. Grants to the Foundation.

Subtitle K—Amendments to Title V (Authorization of Appropriations)

- Sec. 1921. Authorization of appropriations.

TITLE II—AMENDMENTS TO THE DOMESTIC VOLUNTEER
SERVICE ACT OF 1973

- Sec. 2001. References.

Subtitle A—Amendments to Title I (National Volunteer Antipoverty
Programs)

- Sec. 2101. Purpose.
- Sec. 2102. Purpose of the VISTA program.
- Sec. 2103. Applications.
- Sec. 2104. Selection process.
- Sec. 2105. Terms of service.
- Sec. 2106. Support service.
- Sec. 2107. Participation of beneficiaries.
- Sec. 2108. Dissemination of information.
- Sec. 2109. University year for VISTA program.
- Sec. 2110. Authority.
- Sec. 2111. Special conditions.
- Sec. 2112. Special volunteer programs.
- Sec. 2113. Sections repealed.

Subtitle B—Amendments to Title II (National Senior Volunteer Corps)

Sec. 2201. Change in name.
 Sec. 2202. Purpose.
 Sec. 2203. Grants and contracts for volunteer service projects.
 Sec. 2204. Foster Grandparent Program grants.
 Sec. 2205. Senior Companion Program grants.
 Sec. 2206. Technical amendments.
 Sec. 2207. Programs of national significance.
 Sec. 2208. Additional provisions.

Subtitle C—Amendments to Title IV (Administration and Coordination)

Sec. 2301. Application of Federal law.
 Sec. 2302. Definitions.
 Sec. 2303. Protection against improper use.
 Sec. 2304. Income verification.
 Sec. 2305. Sections repealed.

Subtitle D—Amendments to Title V (Authorization of Appropriations)

Sec. 2401. Authorization of appropriations for VISTA and Special Volunteer Programs.
 Sec. 2402. Authorization of appropriations for National Senior Service Corps.
 Sec. 2403. Administration and coordination.

TITLE III—AMENDMENTS TO OTHER LAWS

Sec. 3101. Technical Amendment to Inspector General Act.

TITLE IV—TECHNICAL AMENDMENTS TO TABLES OF CONTENTS

Sec. 4101. Amendments to the National and Community Service Act of 1990 table of contents.
 Sec. 4102. Amendments to the Domestic Volunteer Service Act of 1973 table of contents.

TITLE V—EFFECTIVE DATE

Sec. 5101. Effective date.
 Sec. 5102. Service assignments and agreements.

1 **TITLE I—AMENDMENTS TO NA-**
 2 **TIONAL AND COMMUNITY**
 3 **SERVICE ACT OF 1990**

4 **SEC. 1001. REFERENCES.**

5 Except as otherwise specifically provided, whenever in
 6 this title an amendment or repeal is expressed in terms
 7 of an amendment to, or repeal of, a provision, the ref-
 8 erence shall be considered to be made to a provision of

1 the National and Community Service Act of 1990 (42
2 U.S.C. 12501 et seq.).

3 **Subtitle A—Amendments to**
4 **Subtitle A (General Provisions)**

5 **SEC. 1101. PURPOSES OF ACT.**

6 Section 2(b) (42 U.S.C. 12501(b)) is amended—

7 (1) in paragraph (7), by striking “citizens;
8 and” and inserting “citizens;”;

9 (2) in paragraph (8), by striking the period and
10 inserting a semicolon; and

11 (3) by adding at the end the following:

12 “(9) expand and strengthen service-learning
13 programs to improve the education of children and
14 youth and to maximize the benefits of national and
15 community service, in order to renew the ethic of
16 civic responsibility and the spirit of community
17 throughout the United States;

18 “(10) support efforts to make the nonprofit sec-
19 tor more effective in meeting the unmet human, edu-
20 cational, environmental, and public safety needs of
21 the United States; and

22 “(11) assist in coordinating and strengthening
23 Federal and other citizen service opportunities, in-
24 cluding opportunities for participation in homeland

1 security preparedness and response, other areas of
 2 public and social service, and international service.”.

3 **SEC. 1102. DEFINITIONS.**

4 Section 101 (42 U.S.C. 12511) is amended—

5 (1) in paragraph (5), by striking “church or
 6 other”;

7 (2) in paragraph (13), by striking “section
 8 101(a) of the Higher Education Act of 1965” and
 9 inserting “sections 101(a) and 102(a)(1) of the
 10 Higher Education Act of 1965”;

11 (3) in paragraph (17)(B), by striking “program
 12 in which the participant is enrolled” and inserting
 13 “organization receiving assistance under the national
 14 service laws through which the participant is en-
 15 rolled in an approved national service position”; and

16 (4) in paragraph (21)—

17 (A) by striking “section 602(a)(1)” and in-
 18 serting “section 602(3)”; and

19 (B) by striking “20 U.S.C. 1401(a)(1)”
 20 and inserting “20 U.S.C. 1401(3)”.

21 **Subtitle B—Amendments to**
 22 **Subtitle B (Service-Learning)**

23 **SEC. 1201. SCHOOL-BASED ALLOTMENTS.**

24 Part I of subtitle B of title I (42 U.S.C. 12521 et
 25 seq.) is amended to read as follows:

1 **“PART I—PROGRAMS FOR ELEMENTARY AND**
2 **SECONDARY STUDENTS**

3 **“SEC. 111. ASSISTANCE TO STATES AND INDIAN TRIBES.**

4 “(a) ALLOTMENTS TO STATES, TERRITORIES, AND
5 INDIAN TRIBES.—The Corporation, in consultation with
6 the Secretary of Education, may make allotments to State
7 educational agencies, United States territories, and Indian
8 tribes to pay for the Federal share of—

9 “(1) planning and building the capacity within
10 the State to implement service-learning programs
11 that are based principally in elementary and sec-
12 ondary schools, including—

13 “(A) providing training for teachers, su-
14 pervisors, personnel from community-based
15 agencies (particularly with regard to the utiliza-
16 tion of participants), and trainers, to be con-
17 ducted by qualified individuals or organizations
18 that have experience with service-learning;

19 “(B) developing service-learning curricula,
20 consistent with State or local student academic
21 achievement standards, to be integrated into
22 academic programs, including an age-appro-
23 priate learning component that provides partici-
24 pants an opportunity to analyze and apply their
25 service experiences;

1 “(C) forming local partnerships described
2 in paragraph (2) or (4) to develop school-based
3 service-learning programs in accordance with
4 this part;

5 “(D) devising appropriate methods for re-
6 search and evaluation of the educational value
7 of service-learning and the effect of service-
8 learning activities on communities; and

9 “(E) establishing effective outreach and
10 dissemination of information to ensure the
11 broadest possible involvement of community-
12 based agencies with demonstrated effectiveness
13 in working with school-age youth in their com-
14 munities;

15 “(2) implementing, operating, or expanding
16 school-based service-learning programs, which may
17 include paying for the cost of the recruitment, train-
18 ing, supervision, placement, salaries, and benefits of
19 service-learning coordinators, through distribution of
20 Federal funds by State educational agencies made
21 available under this part to projects operated by
22 local partnerships among—

23 “(A) local educational agencies or inde-
24 pendent schools; and

25 “(B) 1 or more community partners that—

1 “(i) shall include a public or private
2 nonprofit organization that—

3 “(I) has a demonstrated expertise
4 in the provision of services to meet
5 unmet human, education, environ-
6 mental, or public safety needs; and

7 “(II) will make projects available
8 for participants, who shall be stu-
9 dents; and

10 “(ii) may include a private for-profit
11 business or private elementary or sec-
12 ondary school;

13 “(3) planning of school-based service-learning
14 programs, through distribution by State educational
15 agencies of Federal funds made available under this
16 part to local educational agencies, which planning
17 may include paying for the cost of—

18 “(A) the salaries and benefits of service-
19 learning coordinators; or

20 “(B) the recruitment, training, supervision,
21 and placement of service-learning coordinators
22 who may be participants in a program under
23 subtitle C or receive a national service edu-
24 cational award under subtitle D,

1 who will identify the community partners described
2 in paragraph (2)(B) and assist in the design and im-
3 plementation of a program described in paragraph
4 (2); or

5 “(4) implementing, operating, or expanding
6 school-based service-learning programs to utilize
7 service-learning to improve the education of stu-
8 dents, through distribution by State educational
9 agencies of Federal funds made available under this
10 part to—

11 “(A) local educational agencies;

12 “(B) public or private nonprofit organiza-
13 tions;

14 “(C) other educational agencies; or

15 “(D) partnerships or combinations of local
16 educational agencies and entities described in
17 subparagraphs (B) and (C).

18 “(b) DUTIES OF SERVICE-LEARNING COORDI-
19 NATOR.—A service-learning coordinator referred to in
20 paragraph (2) or (3) of subsection (a) shall provide serv-
21 ices that may include—

22 “(1) providing technical assistance and informa-
23 tion to, and facilitating the training of, teachers who
24 want to use service-learning in their classrooms;

1 “(2) assisting local partnerships described in
2 subsection (a) in the planning, development, and
3 execution of service-learning projects; and

4 “(3) carrying out such other duties as the re-
5 cipient of assistance under this part may determine
6 to be appropriate.

7 “(c) **RELATED EXPENSES.**—An entity that receives
8 financial assistance under this part may, in carrying out
9 the activities described in subsection (a), use such assist-
10 ance to pay for the Federal share of reasonable costs re-
11 lated to the supervision of participants, program adminis-
12 tration, transportation, insurance, and evaluations and for
13 other reasonable expenses related to the activities.

14 **“SEC. 112. ALLOTMENTS.**

15 “(a) **INDIAN TRIBES AND TERRITORIES.**—Of the
16 amounts appropriated to carry out this part for any fiscal
17 year, the Corporation shall reserve an amount of not more
18 than 3 percent for payments to Indian tribes, the United
19 States Virgin Islands, Guam, American Samoa, and the
20 Commonwealth of the Northern Mariana Islands, to be al-
21 lotted in accordance with their respective needs.

22 “(b) **ALLOTMENTS THROUGH STATES.**—After reserv-
23 ing amounts under subsection (a), the Corporation shall
24 use the remainder of the funds appropriated to carry out
25 this part for any fiscal year as follows:

1 “(1) ALLOTMENTS.—

2 “(A) SCHOOL-AGE YOUTH.—From 50 per-
3 cent of such remainder, the Corporation shall
4 allot to each State an amount that bears the
5 same ratio to 50 percent of such remainder as
6 the number of school-age youth in the State
7 bears to the total number of school-age youth of
8 all States.

9 “(B) ALLOCATION UNDER ELEMENTARY
10 AND SECONDARY EDUCATION ACT OF 1965.—
11 From 50 percent of such remainder, the Cor-
12 poration shall allot to each State an amount
13 that bears the same ratio to 50 percent of such
14 remainder as the allocation to the State for the
15 previous fiscal year under title I of the Elemen-
16 tary and Secondary Education Act of 1965 (20
17 U.S.C. 2711 et seq.) or its successor authority
18 bears to such allocations to all States.

19 “(2) DEFINITION.—Notwithstanding section
20 101(26), for purposes of this subsection, the term
21 ‘State’ means each of the several States, the District
22 of Columbia, and the Commonwealth of Puerto Rico.

23 “(c) REALLOTMENT.—If the Corporation determines
24 that the allotment of a State or Indian tribe under this
25 section will not be required for a fiscal year because the

1 State or Indian tribe does not submit an application for
2 the allotment under section 113 that meets the require-
3 ments of such section and such other requirements as the
4 Chief Executive Officer may determine to be appropriate,
5 the Corporation shall make any remainder of such allot-
6 ment available for reallocation to such other States and
7 Indian tribes, with approved applications submitted under
8 section 113, as the Corporation may determine to be ap-
9 propriate.”.

10 **“SEC. 113. APPLICATIONS.**

11 “An application for an allotment under this part shall
12 include—

13 “(1) a proposal for a 3-year plan promoting
14 service-learning, which shall contain such informa-
15 tion as the Chief Executive Officer may reasonably
16 require, including how the applicant will integrate
17 service opportunities into the academic program of
18 the participants;

19 “(2) information, when applicable, about the
20 applicant’s efforts to—

21 “(A) include any opportunities for students
22 enrolled in schools or other programs of edu-
23 cation providing elementary or secondary edu-
24 cation under State law to participate in service-
25 learning programs and ensure that such service-

1 learning programs include opportunities for
2 such students to serve together;

3 “(B) involve participants in the design and
4 operation of the program;

5 “(C) promote service-learning in areas of
6 greatest need, including low-income areas;

7 “(D) ensure that students of different
8 ages, races, sexes, ethnic groups, disabilities,
9 and economic backgrounds have opportunities
10 to serve together; and

11 “(E) otherwise integrate service opportuni-
12 ties into the academic program of the partici-
13 pants; and

14 “(3) assurances that the applicant will comply
15 with the nonduplication and nondisplacement re-
16 quirements of section 177 and the grievance proce-
17 dures required by section 176.

18 **“SEC. 114. CONSIDERATION OF APPLICATIONS.**

19 “In considering applications under this part, the Cor-
20 poration shall use criteria that include those approved by
21 the Board of Directors.

22 **“SEC. 115. FEDERAL, STATE, AND LOCAL CONTRIBUTIONS.**

23 “(a) FEDERAL SHARE.—

24 “(1) IN GENERAL.—The Federal share of the
25 cost of carrying out a program for which a grant is

1 made under this part may not exceed 50 percent of
2 the total cost of the program.

3 “(2) NON-FEDERAL CONTRIBUTION.—In pro-
4 viding for the remaining share of the cost of car-
5 rying out such a program, each recipient of a grant
6 under this part—

7 “(A) shall provide for such share through
8 a payment in cash or in kind, fairly evaluated,
9 including facilities, equipment, or services; and

10 “(B) may provide for such share through
11 State sources or local sources.

12 “(b) WAIVER.—The Chief Executive Officer may
13 waive the requirements of subsection (a) in whole or in
14 part with respect to any such program in any fiscal year
15 if the Corporation determines that such a waiver would
16 be equitable due to a lack of available financial resources
17 at the local level.

18 **“SEC. 116. LIMITATIONS ON USES OF FUNDS.**

19 “Not more than 5 percent of the amount of assist-
20 ance received by an applicant in a fiscal year may be used
21 to pay for administrative costs, in accordance with such
22 standards as the Corporation may issue.”.

23 **SEC. 1202. HIGHER EDUCATION PROVISIONS.**

24 Section 119 (42 U.S.C. 12561) is amended by strik-
25 ing subsections (c) through (g) and inserting the following:

1 “(c) SPECIAL CONSIDERATION.—To the extent prac-
2 ticable, the Corporation shall give special consideration to
3 applications submitted by Historically Black Colleges and
4 Universities, Hispanic-serving institutions, and Tribal Col-
5 leges and Universities.

6 “(d) APPLICATION FOR GRANT.—

7 “(1) SUBMISSION.—To receive a grant or enter
8 into a contract under this part, an applicant shall
9 prepare, submit to the Corporation, and obtain ap-
10 proval of, an application at such time, in such man-
11 ner, and containing such information and assurances
12 as the Corporation may reasonably require. In re-
13 questing applications for assistance under this part,
14 the Corporation shall specify such required informa-
15 tion and assurances.

16 “(2) CONTENTS.—An application submitted
17 under paragraph (1) shall contain, at a minimum—

18 “(A) assurances that—

19 “(i) prior to the placement of a partic-
20 ipant, the applicant will consult with the
21 appropriate local labor organization, if any,
22 representing employees in the area who are
23 engaged in the same or similar work as
24 that proposed to be carried out by such

1 program, to prevent the displacement and
2 protect the rights of such employees; and

3 “(ii) the applicant will comply with
4 the nonduplication and nondisplacement
5 provisions of section 177; and

6 “(B) such other assurances as the Chief
7 Executive Officer may reasonably require.

8 “(e) PRIORITY.—In making grants and entering into
9 contracts under subsection (b), the Corporation shall give
10 priority to applicants that submit applications containing
11 proposals that—

12 “(1) demonstrate the commitment of the insti-
13 tution of higher education, other than by dem-
14 onstrating the commitment of the students, to sup-
15 porting the community service projects carried out
16 under the program;

17 “(2) specify the manner in which the institution
18 will promote faculty, administration, and staff par-
19 ticipation in the community service projects;

20 “(3) specify the manner in which the institution
21 will provide service to the community through orga-
22 nized programs, including, where appropriate, clin-
23 ical programs for students in professional schools;

1 “(4) describe any partnership that will partici-
2 pate in the community service projects, such as a
3 partnership comprised of—

4 “(A) the institution;

5 “(B)(i) a community-based agency;

6 “(ii) a local government agency; or

7 “(iii) a non-profit entity that serves or in-
8 volves school-age youth or older adults; and

9 “(C) a student organization;

10 “(5) demonstrate community involvement in the
11 development of the proposal;

12 “(6) describe research designed to identify best
13 practices and other methods to improve service
14 learning;

15 “(7) specify that the institution will use such
16 assistance to strengthen the service infrastructure in
17 institutions of higher education; or

18 “(8) with respect to projects involving delivery
19 of services, specify projects that involve leadership
20 development of school aged youth.

21 “(f) DEFINITION.—Notwithstanding section 101(29),
22 as used in this part, the term “student” means an indi-
23 vidual who is enrolled in an institution of higher education
24 on a full- or part-time basis.

1 “(g) FEDERAL WORK-STUDY.—To be eligible for as-
 2 sistance under this part, an institution of higher education
 3 must demonstrate that it meets the minimum require-
 4 ments under section 443(b)(2)(B) of the Higher Edu-
 5 cation Act of 1965 (42 U.S.C. 2753(b)(2)(B)) relating to
 6 the participation of Federal Work-Study students in com-
 7 munity service activities, or has received a waiver of those
 8 requirements from the Secretary of Education.”.

9 **SEC. 1203. COMMUNITY-BASED PROGRAMS, TRAINING, AND**
 10 **OTHER INITIATIVES.**

11 Subtitle B of title I (42 U.S.C. 12521 et seq.) is
 12 amended by adding after part II the following new part:

13 **“PART III—COMMUNITY-BASED PROGRAMS,**
 14 **TRAINING, AND OTHER INITIATIVES**
 15 **“SEC. 120. COMMUNITY-BASED PROGRAMS, TRAINING, AND**
 16 **OTHER INITIATIVES.**

17 “(a) METHODS OF SUPPORTING ACTIVITIES.—From
 18 the funds appropriated to carry out this part for a fiscal
 19 year, the Corporation may make grants to, or enter into
 20 contracts or cooperative agreements with, eligible entities.

21 “(b) ELIGIBLE ENTITIES.—Eligible entities under
 22 this part are public or private nonprofit organizations,
 23 State education agencies, State commissions on national
 24 and community service, institutions of higher education,
 25 and consortia of such entities.

1 “(c) AUTHORIZED ACTIVITIES.—Funds appropriated
2 to carry out this part may be used to—

3 “(1) conduct community-based programs that
4 provide for meaningful human, educational, environ-
5 mental, or public safety service by school-age partici-
6 pants;

7 “(2) provide training or technical assistance to
8 support service-learning;

9 “(3) involve students in emergency prepared-
10 ness and homeland security activities;

11 “(4) promote the recognition of students who
12 perform outstanding community service and schools
13 that have implemented outstanding service-learning
14 programs; and

15 “(5) carry out demonstration programs, re-
16 search, and evaluation related to service-learning.

17 “(d) LIMITATION ON FEDERAL SHARE OF COMMU-
18 NITY-BASED PROGRAM COSTS.—

19 “(1) IN GENERAL.—Except as provided in para-
20 graph (4), the Federal share of the cost of carrying
21 out a program for which a grant is made under this
22 part may not exceed 50 percent of the total cost of
23 the program.

24 “(2) NON-FEDERAL CONTRIBUTION.—In pro-
25 viding for the remaining share of the cost of car-

1 rying out such a program, each recipient of assist-
 2 ance under this part—

3 “(A) shall provide for such share through
 4 a payment in cash or in kind, fairly evaluated,
 5 including facilities, equipment, or services; and

6 “(B) may provide for such share through
 7 State sources or local sources.

8 “(3) WAIVER.—The Chief Executive Officer
 9 may waive the requirements of paragraph (1) in
 10 whole or in part with respect to any such program
 11 in any fiscal year if the Corporation determines that
 12 such a waiver would be equitable due to a lack of
 13 available financial resources at the local level.

14 “(4) EXEMPTION.—The requirements in para-
 15 graph (1) shall not apply to entities that receive a
 16 grant or enter into a cooperative agreement or con-
 17 tract to provide training or technical assistance, rec-
 18 ognition, demonstration, research, or evaluation
 19 under this part.”.

20 **SEC. 1204. SERVICE-LEARNING CLEARINGHOUSE.**

21 Subtitle B of title I (42 U.S.C. 12521 et seq.) is
 22 amended—

23 (1) in part I, by striking subpart C; and

24 (2) by adding after part III (as added by sec-
 25 tion 1203) the following new part:

“PART IV—CLEARINGHOUSE

“SEC. 120A. SERVICE-LEARNING CLEARINGHOUSE.

“(a) IN GENERAL.—The Corporation shall provide financial assistance, from funds appropriated to carry out subtitle H, to organizations described in subsection (b) to establish a clearinghouse, which shall carry out activities, either directly or by arrangement with another such organization, with respect to information about service-learning.

“(b) PUBLIC OR PRIVATE NONPROFIT ORGANIZATIONS.—Public or private nonprofit organizations that have extensive experience with service-learning, including use of adult volunteers to foster service-learning, shall be eligible to receive assistance under subsection (a).

“(c) FUNCTION OF CLEARINGHOUSE.—An organization that receives assistance under subsection (a) may—

“(1) assist entities carrying out State or local service-learning programs with needs assessments and planning;

“(2) conduct research and evaluations concerning service-learning;

“(3)(A) provide leadership development and training to State and local service-learning program administrators, supervisors, service sponsors, and participants; and

1 “(B) provide training to persons who can pro-
2 vide the leadership development and training de-
3 scribed in subparagraph (A);

4 “(4) facilitate communication among entities
5 carrying out service-learning programs and partici-
6 pants in such programs;

7 “(5) provide information, curriculum materials,
8 and technical assistance relating to planning and op-
9 eration of service-learning programs, to States and
10 local entities eligible to receive financial assistance
11 under this title;

12 “(6) provide information regarding methods to
13 make service-learning programs accessible to individ-
14 uals with disabilities;

15 “(7)(A) gather and disseminate information on
16 successful service-learning programs, components of
17 such successful programs, innovative youth skills
18 curricula related to service-learning, and service-
19 learning projects; and

20 “(B) coordinate the activities of the Clearing-
21 house with appropriate entities to avoid duplication
22 of effort;

23 “(8) make recommendations to State and local
24 entities on quality controls to improve the quality of
25 service-learning programs;

1 “(9) assist organizations in recruiting, screen-
 2 ing, and placing service-learning coordinators; and
 3 “(10) carry out such other activities as the
 4 Chief Executive Officer determines to be appro-
 5 priate.”.

6 **Subtitle C—Amendments to Sub-**
 7 **title C (National Service Trust**
 8 **Program)**

9 **SEC. 1301. PROHIBITION ON GRANTS TO FEDERAL AGEN-**
 10 **CIES; LIMITS ON CORPORATION COSTS.**

11 Section 121 (42 U.S.C. 12571) is amended—

12 (1) in subsection (b)—

13 (A) in the heading, by inserting “RESTRIC-
 14 TIONS ON” before “AGREEMENTS WITH FED-
 15 ERAL AGENCIES”;

16 (B) in paragraph (1)—

17 (i) in the first sentence by striking
 18 “by the agency.” and inserting “by the
 19 agency, including programs under the Pub-
 20 lic Lands Corps and Urban Youth Corps
 21 as described in section 122(a)(2).”; and

22 (ii) by striking the second sentence;

23 (C) by striking paragraph (2) and insert-
 24 ing the following:

1 “(2) PROHIBITION ON GRANTS.—The Corpora-
2 tion may not provide a grant under this section to
3 a Federal agency.”; and

4 (D) in paragraph (3)—

5 (i) by striking “receiving assistance
6 under this subsection” and inserting “op-
7 erating a national service program”; and

8 (ii) by striking “using such assist-
9 ance”;

10 (2) in subsection (c)—

11 (A) in the matter preceding paragraph (1),
12 by striking “assistance under subsections (a)
13 and (b)” and inserting “assistance under sub-
14 section (a), or in conjunction with approving
15 member-based national service positions under
16 section 129A”;

17 (B) in paragraph (1), by striking “carried
18 out using such assistance” and inserting “car-
19 ried out using such assistance or in national
20 service positions approved under section 129A”;
21 and

22 (C) in paragraph (2)(B), by striking “to be
23 provided” and inserting “to be provided or oth-
24 erwise approved”; and

25 (3) in subsection (d)—

1 (A) in paragraph (1), by striking “or (b)”;
 2 and
 3 (B) in paragraph (2)(A), by striking “or
 4 (b)”.

5 **SEC. 1302. E-CORPS AND TECHNICAL AMENDMENTS TO**
 6 **TYPES OF PROGRAMS.**

7 Section 122 (42 U.S.C. 12572) is amended—

8 (1) in subsection (a)—

9 (A) in the material preceding paragraph
 10 (1), by striking “and each Federal agency re-
 11 ceiving assistance under section 121(b)”;

12 (B) in paragraph (9), by striking “between
 13 the ages of 16 and 24” and inserting “between
 14 the ages of 16 and 25”;

15 (C) by redesignating paragraph (15) as
 16 paragraph (17); and

17 (D) by inserting after paragraph (14) the
 18 following:

19 “(15) An E-Corps program that involves par-
 20 ticipants who provide service in a community by de-
 21 veloping and assisting in carrying out technology
 22 programs.

23 “(16) A program that engages citizens in public
 24 safety, public health, and disaster relief and pre-
 25 paredness.”;

1 (2) in subsection (c)(1)(A), by striking “sub-
2 section (b) or (d) of”; and

3 (3) by adding at the end the following:

4 “(d) HIGH SCHOOL DEGREE REQUIRED FOR TU-
5 TORS.—The Corporation shall require that recipients of
6 assistance under the national service laws to operate tutor-
7 ing programs involving elementary or secondary school
8 students shall certify that individuals serving in approved
9 national service positions as tutors in such programs have
10 obtained their high school diploma or its equivalent, or are
11 enrolled in a program leading to their obtaining a high
12 school diploma or its equivalent.

13 “(e) LITERACY PROGRAMS.—

14 “(1) PROGRAMS.—Literacy programs that re-
15 ceive assistance under the national service laws shall
16 be based on scientifically based reading research and
17 provide instruction based on the essential compo-
18 nents of reading instruction as defined in section
19 1208 of the “No Child Left behind Act of 2001”
20 (Public Law 107–110).

21 “(2) TRAINING REQUIRED FOR READING TU-
22 TORS.—The Corporation shall require that recipients
23 of assistance under the national service laws to oper-
24 ate tutoring in reading programs shall, in providing
25 training to participants serving in approved national

1 service positions as tutors, incorporate the rec-
2 ommendations of the National Reading Panel and
3 research from the National Institute of Child Health
4 and Human Development under the auspices of the
5 National Institutes of Health.

6 “(f) CITIZENSHIP TRAINING.—The Corporation shall
7 establish requirements for recipients of assistance under
8 the national service laws relating to the promotion of citi-
9 zenship and civic engagement, that are consistent with the
10 principles on which citizenship programs administered by
11 the Immigration and Naturalization Service are based,
12 among individuals enrolled in approved national service
13 positions.”.

14 “(g) OATH.—Any oath given under the national serv-
15 ice laws shall be consistent with the principles in the Fed-
16 eral oath of office as provided in 5 U.S.C. 3331.

17 **SEC. 1303. TYPES OF POSITIONS.**

18 Section 123 (42 U.S.C. 12573) is amended—

19 (1) in paragraph (1), by striking “subsection
20 (a) or (b) of section 121” and inserting “section
21 121(a)”;

22 (2) in paragraph (2)(A), by striking “, or a
23 Federal agency”; and

24 (3) in paragraph (5), by inserting “National”
25 before “Civilian Community Corps”.

1 **SEC. 1304. TRAINING AND TECHNICAL ASSISTANCE.**

2 Section 125 (42 U.S.C. 12575) is amended—

3 (1) in subsection (a)(1), by striking “national
4 service programs assisted under section 121” and in-
5 serting “programs assisted under the national serv-
6 ice laws”;

7 (2) in subsection (b), in the matter preceding
8 paragraph (1), by striking “described in section
9 121” and inserting “assisted under the national
10 service laws”; and

11 (3) in subsection (b)(2), by striking “provided
12 under such section” and inserting “provided under
13 the national service laws”.

14 **SEC. 1305. ASSISTANCE TO STATE COMMISSIONS; CHAL-**
15 **LENCE GRANTS.**

16 Section 126 (42 U.S.C. 12576) is amended—

17 (1) in subsection (a)—

18 (A) in paragraph (1), by striking
19 “\$125,000 and \$750,000” and inserting
20 “\$200,000 and \$1,000,000”; and

21 (B) by striking paragraph (2) and insert-
22 ing the following:

23 “(2) **MATCHING REQUIREMENT.**—In making
24 grants to a State under this subsection, the Cor-
25 poration shall require the State to provide matching
26 funds in the following amounts:

1 “(A) FIRST \$100,000.—For the first
2 \$100,000 of grant amounts provided by the
3 Corporation, a State shall not be required to
4 provide matching funds.

5 “(B) AMOUNTS GREATER THAN \$100,000.—
6 For grant amounts of more than \$100,000 and
7 not exceeding \$200,000 provided by the Cor-
8 poration, a State shall provide \$1 from non-
9 Federal sources for every \$2 provided by the
10 Corporation.

11 “(C) AMOUNTS GREATER THAN \$200,000.—
12 For grant amounts of more than \$200,000 pro-
13 vided by the Corporation, a State shall provide
14 \$1 from non-Federal sources for every \$1 pro-
15 vided by the Corporation.”; and

16 (2) in subsection (c)—

17 (A) in paragraph (1), by striking “to na-
18 tional service programs that receive assistance
19 under section 121” and inserting “to programs
20 supported under the national service laws that
21 expand service and volunteering by increasing
22 and strengthening the capacity of community-
23 based organizations, including through the use
24 of regional organizations that facilitate the in-
25 volvement of small community groups, or by

1 promoting high-quality teaching programs serv-
2 ing low-income students”; and

3 (B) by striking paragraph (3) and insert-
4 ing the following:

5 “(3) AMOUNT OF ASSISTANCE.—A challenge
6 grant under this subsection may provide, for an ini-
7 tial 3-year grant period, not more than \$1 of assist-
8 ance under this subsection for each \$1 in cash raised
9 from private sources by the program supported
10 under the national service laws in excess of amounts
11 required to be provided by the program to satisfy
12 matching funds requirements. After an initial 3-year
13 grant period, grants under this subsection may pro-
14 vide not more than \$1 of assistance for each \$2 in
15 cash raised from private sources by the program in
16 excess of amounts required to be provided by the
17 program to satisfy matching funds requirements.
18 The Corporation may permit the use of local or
19 State funds as matching funds if the Corporation
20 determines that such use would be equitable due to
21 a lack of available private funds at the local level.
22 The Corporation shall establish a ceiling on the
23 amount of assistance that may be provided to a na-
24 tional service program under this subsection.”.

1 **SEC. 1306. ALLOCATION OF ASSISTANCE TO STATES AND**
2 **OTHER ELIGIBLE ENTITIES.**

3 Section 129 (42 U.S.C. 12581) is amended to read
4 as follows:

5 **“SEC. 129. PROVISION OF ASSISTANCE AND APPROVED NA-**
6 **TIONAL SERVICE POSITIONS.**

7 “(a) 1-PERCENT ALLOTMENT FOR CERTAIN TERRI-
8 TORIES.—Of the funds allocated by the Corporation for
9 provision of assistance under section 121(a) for a fiscal
10 year, the Corporation shall reserve 1 percent for grants
11 to the United States Virgin Islands, Guam, American
12 Samoa, and the Commonwealth of the Northern Mariana
13 Islands upon approval by the Corporation of an applica-
14 tion submitted under section 130. The amount allotted as
15 a grant to each such territory under this subsection for
16 a fiscal year shall be equal to the amount that bears the
17 same ratio to 1 percent of the allocated funds for that
18 fiscal year as the population of the territory bears to the
19 total population of such territories.

20 “(b) 1-PERCENT ALLOTMENT FOR INDIAN
21 TRIBES.—Of the funds allocated by the Corporation for
22 provision of assistance under section 121(a) for a fiscal
23 year, the Corporation shall reserve at least 1 percent for
24 grants to Indian tribes, to be allotted by the Corporation
25 on a competitive basis in accordance with their respective
26 needs.

1 “(c) UP TO 20 PERCENT ALLOTMENT FOR NA-
2 TIONAL GRANTS.—Of the funds allocated by the Corpora-
3 tion for provision of assistance under section 121(a) for
4 a fiscal year, the Corporation shall reserve up to 20 per-
5 cent for grants to nonprofit organizations to operate a pro-
6 gram in 2 or more States.

7 “(d) AT LEAST 35 PERCENT ALLOTMENT FOR
8 STATE COMPETITIVE GRANTS.—Of the funds allocated by
9 the Corporation for provision of assistance under sub-
10 section (a) of section 121 for a fiscal year, the Corporation
11 shall reserve at least 35 percent for innovative grants to
12 States on a competitive basis.

13 “(e) 45 PERCENT TO CERTAIN STATES ON FORMULA
14 BASIS.—

15 “(1) GRANTS.—Of the funds allocated by the
16 Corporation for provision of assistance under sub-
17 section (a) of section 121 for a fiscal year, the Cor-
18 poration shall make a grant to each of the several
19 States, the District of Columbia, and the Common-
20 wealth of Puerto Rico that submits an application
21 under section 130 that is approved by the Corpora-
22 tion.

23 “(2) ALLOTMENTS.—The amount allotted as a
24 grant to each such State under this subsection for
25 a fiscal year shall be equal to the amount that bears

1 the same ratio to 45 percent of the allocated funds
2 for that fiscal year as the population of the State
3 bears to the total population of the several States,
4 the District of Columbia, and the Commonwealth of
5 Puerto Rico, in compliance with paragraph (3).

6 “(3) MINIMUM AMOUNT.—Notwithstanding
7 paragraph (2), the minimum grant made available to
8 each State approved by the Corporation under para-
9 graph (1) for each fiscal year must be at least
10 \$500,000.

11 “(4) ADJUSTMENTS.—The Chief Executive Of-
12 ficer shall adjust the amounts otherwise determined
13 by the formula described in subsection (e) to ensure
14 that each State has an opportunity to receive an
15 amount necessary to maintain the State’s fiscal year
16 2002 level of AmeriCorps program activities funded
17 under section 129 and under subtitle H.

18 “(f) EFFECT OF FAILURE TO APPLY.—If a State or
19 territory fails to apply for, or fails to give notice to the
20 Corporation of its intent to apply for an allotment under
21 this section, the Corporation may use the amount that
22 would have been allotted under this section to the State
23 or territory to—

24 “(1) make grants (and provide approved na-
25 tional service positions in connection with such

1 grants) to other eligible entities under section 121
2 that propose to carry out national service programs
3 in the State or territory; and

4 “(2) make a reallocation to other States and
5 territories with approved applications submitted
6 under section 130.

7 “(g) APPLICATION REQUIRED.—The allotment of as-
8 sistance and approved national service positions to a re-
9 cipient under this section shall be made by the Corpora-
10 tion only pursuant to an application submitted by a State
11 or other applicant under section 130.

12 “(h) APPROVAL OF POSITIONS SUBJECT TO AVAIL-
13 ABLE FUNDS.—The Corporation may not approve posi-
14 tions as approved national service positions under this
15 subtitle for a fiscal year in excess of the number of such
16 positions for which the Corporation has sufficient available
17 funds in the National Service Trust for that fiscal year,
18 taking into consideration funding needs for national serv-
19 ice educational awards under subtitle D based on com-
20 pleted service. If appropriations are insufficient to provide
21 the maximum allowable national service educational
22 awards under subtitle D for all eligible participants, the
23 Corporation is authorized to make necessary and reason-
24 able adjustments to program rules.

1 “(i) SPONSORSHIP OF APPROVED NATIONAL SERV-
2 ICE POSITIONS.—

3 “(1) SPONSORSHIP AUTHORIZED.—The Cor-
4 poration may enter into agreements with persons or
5 entities who offer to sponsor national service posi-
6 tions for which the person or entity will be respon-
7 sible for supplying the funds necessary to provide a
8 national service educational award. The distribution
9 of these approved national service positions shall be
10 made pursuant to the agreement, and the creation
11 of these positions shall not be taken into consider-
12 ation in determining the number of approved na-
13 tional service positions to be available for distribu-
14 tion under this section.

15 “(2) DEPOSIT OF CONTRIBUTION.—Funds pro-
16 vided pursuant to an agreement under paragraph
17 (1) shall be deposited in the National Service Trust
18 established in section 145 until such time as the
19 funds are needed.

20 “(j) RESERVATION OF FUNDS FOR SPECIAL ASSIST-
21 ANCE.—From amounts appropriated for a fiscal year pur-
22 suant to the authorization of appropriations in section
23 501(a)(2) and subject to the limitation in such section,
24 the Corporation may reserve such amount as the Corpora-

tion considers to be appropriate for the purpose of making assistance available under sections 125 and 126.

“(k) **RESERVATION OF FUNDS TO INCREASE THE PARTICIPATION OF INDIVIDUALS WITH DISABILITIES.**— From amounts appropriated for a fiscal year pursuant to the authorization of appropriations in section 501(a)(2) and subject to the limitation in such section, the Chief Executive Officer shall reserve an amount that is not less than 1 percent of such amount (except that the amount reserved may not exceed \$10,000,000), in order to make grants to public or private nonprofit organizations to increase the participation of individuals with disabilities in national service and for demonstration activities in furtherance of this purpose.”.

SEC. 1307. ADDITIONAL AUTHORITY.

Subtitle C of title I (42 U.S.C. 12571 et seq.) is amended by inserting after section 129 the following new sections:

“SEC. 129A. PILOT AUTHORITY FOR MEMBER-BASED NATIONAL SERVICE POSITIONS.

“(a) **AUTHORITY.**—The Corporation may, on a pilot basis, reserve up to 5 percent of the funds allocated by the Corporation for provision of assistance under subsection (a) of section 121 for a fiscal year to test new approaches to increasing and diversifying opportunities to

1 serve in approved national service positions in commu-
2 nities throughout the United States, including allowing in-
3 dividuals to serve in such positions other than through
4 program operational grants under this subtitle.

5 “(b) COMPETITIVE SELECTION OF ELIGIBLE ENTI-
6 TIES.—The Corporation may, each fiscal year, after mak-
7 ing selections on a competitive basis, provide funds au-
8 thorized under subsection (a) to not more than 15 State
9 commissions on national and community service and other
10 entities eligible for assistance under subsection (a) of sec-
11 tion 121.

12 “(c) REQUIREMENTS.—To receive a grant under this
13 section, an eligible entity must demonstrate that it—

14 “(1) satisfies qualification criteria established
15 by the Corporation, including standards relating to
16 organizational capacity, financial management, and
17 programmatic oversight, that are designed to ensure
18 that Federal funds are managed in accordance with
19 all applicable requirements, and that service activi-
20 ties subject to its oversight comply with all applica-
21 ble restrictions;

22 “(2) is meeting accountability requirements
23 under section 186;

24 “(3) has mechanisms to ensure compliance with
25 sections 132, 174, and 175;

1 “(4) will approve sites for placement of partici-
2 pants in a manner that achieves the purposes of this
3 section;

4 “(5) will oversee no more than 5 participants at
5 each site; and

6 “(6) will comply with matching funds require-
7 ments set by the Corporation, unless the Corpora-
8 tion determines that the reasonable and necessary
9 costs of carrying out the approved activity signifi-
10 cantly exceed the amount of assistance provided by
11 the Corporation.

12 “(d) DURATION.—An agreement to support activities
13 under this section shall be for a period not to exceed 3
14 years.

15 “(e) ACCOUNTABILITY.—

16 “(1) The Corporation shall consult with its In-
17 specter General, State commissions on national and
18 community service, and national and State accred-
19 iting agencies in developing methods of ensuring and
20 improving accountability in the pilot initiatives
21 under this section, including the areas of financial
22 management and participant management.

23 “(2) If an eligible entity fails to comply with ac-
24 countability measures applicable to this section, it

1 shall be ineligible to receive a grant under this sec-
2 tion for at least 5 years.

3 “(f) REPORTS TO CONGRESS.—The Corporation shall
4 report to Congress, on an annual basis, on activities un-
5 dertaken, and outcomes achieved, under this pilot author-
6 ity.”.

7 **“SEC. 129B. EDUCATION AWARDS PROGRAM.**

8 “(a) GENERAL.—From amounts appropriated for a
9 fiscal year to provide financial assistance under this sub-
10 title and consistent with the restriction in subsection (b),
11 the Corporation may provide operational assistance to pro-
12 grams that receive approved national service positions but
13 do not receive funds under section 121(a).

14 “(b) LIMIT ON CORPORATION GRANT FUNDS.—
15 Operational support under this section may not exceed
16 \$600 per individual enrolled in an approved national serv-
17 ice position.

18 “(c) INAPPLICABLE PROVISIONS.—The following pro-
19 visions shall not apply to programs funded under this sec-
20 tion:

21 “(1) The limitation on administrative costs
22 under section 121(d).

23 “(2) The matching funds requirements under
24 sections 121(e) and 140.

1 “(3) The living allowance and other benefits
2 under sections 131(e) and section 140 (other than
3 individualized support services for disabled members
4 under section 140(f)).

5 **“SEC. 129C. FIXED AMOUNT GRANTS.**

6 “(a) GENERAL.—Subject to the limitations in this
7 section, the Corporation may, upon making a determina-
8 tion described in subsection (b), approve a fixed amount
9 grant that is not subject to the Office of Management and
10 Budget cost principles and related financial recordkeeping
11 requirements.

12 “(b) DETERMINATION.—Before approving a fixed
13 amount grant, the Corporation must determine that—

14 “(1) the reasonable and necessary costs of car-
15 rying out the terms of the grant significantly exceed
16 the amount of assistance provided by the Corpora-
17 tion; or

18 “(2) based on the nature or design of the grant,
19 any assistance provided by the Corporation can be
20 reasonably presumed to be expended on reasonable
21 and necessary costs.

22 “(c) FIXED AMOUNT GRANT ELECTION BY FORMULA
23 RECIPIENTS.—A recipient of a grant under subsection (a)
24 or (e) of section 129 may, after making the determination

1 described in subsection (b), elect to make subgrants as
 2 fixed amount grants.

3 “(d) FIXED AMOUNT GRANT DESIGNATION FOR
 4 COMPETITIVE RECIPIENTS.—The Chief Executive Officer
 5 may, after making the determination described in sub-
 6 section (b), make competitive grants under section 129 as
 7 fixed amount grants.”.

8 **SEC. 1308. STATE SELECTION OF PROGRAMS.**

9 Section 130 (42 U.S.C. 12582) is amended—

10 (1) in subsection (a), by striking “to be carried
 11 out using the assistance” and all that follows
 12 through “or Federal agency” and inserting “, an ap-
 13 plicant”;

14 (2) in subsection (c)(1), by striking “jobs or”;

15 (3) in subsection (e)—

16 (A) by striking paragraph (2); and

17 (B) by redesignating paragraph (3) as
 18 paragraph (2);

19 (4) in subsection (f)—

20 (A) in paragraph (1), by striking “a pro-
 21 gram applicant” and inserting “an applicant”;

22 (B) in paragraph (2)—

23 (i) in the heading, by striking “PRO-
 24 GRAM APPLICANT” and inserting “APPLI-
 25 CANT”; and

- 1 (ii) by striking “program applicant”
2 and inserting “applicant”; and
3 (C) by striking “institution of higher edu-
4 cation, or Federal agency” and inserting “or in-
5 stitution of higher education” each place it ap-
6 pears; and
7 (5) in subsection (g), by striking the period and
8 inserting “or is already receiving financial assistance
9 from the Corporation.”.

10 **SEC. 1309. CONSIDERATION OF APPLICATIONS.**

11 Section 133 (42 U.S.C. 12585) is amended—

- 12 (1) in subsection (b)(2)(B), by striking “jobs
13 or”;

- 14 (2) in subsection (c), by redesignating para-
15 graph (8) as paragraph (9) and inserting after para-
16 graph (7) the following:

17 “(8) If applicable, as determined by the Cor-
18 poration, the extent to which the program generates
19 the involvement of volunteers.”; and

- 20 (3) in subsection (d)—

21 (A) in paragraph (2)—

- 22 (i) by striking subparagraphs (A) and
23 (G), and redesignating subparagraphs (B)
24 through (F) as subparagraphs (A) through
25 (E), respectively;

- 1 (ii) in subparagraph (D) (as so rededesignated), by adding “and” at the end; and
- 2
- 3 (iii) in subparagraph (E) (as so rededesignated), by striking “; and” and inserting
- 4 a period; and
- 5
- 6 (B) by striking paragraph (4).

7 **SEC. 1310. DESCRIPTION OF PARTICIPANTS.**

8 Section 137 (42 U.S.C. 12591) is amended—

9 (1) in subsection (a)—

10 (A) by striking paragraphs (3) and (5);

11 (B) by redesignating paragraphs (4) and

12 (6) as paragraphs (3) and (4), respectively; and

13 (C) in paragraph (3) (as so redesignated),

14 by adding “and” at the end;

15 (2) in subsection (b)—

16 (A) in paragraph (1), by striking “paragraph (4)” and inserting “paragraph (3)”; and

17

18 (B) in paragraph (2), by striking “between the ages of 16 and 25” and inserting “a 16-year-old out of school youth or an individual between the ages of 17 and 25”; and

19

20

21

22 (3) by striking subsection (c).

23 **SEC. 1311. REFERENCE TO FEDERAL AGENCY.**

24 Section 138(a) is amended by striking “Federal agency,”.

25

1 **SEC. 1312. TERMS OF SERVICE.**

2 Section 139 (42 U.S.C. 12593) is amended—

3 (1) in subsection (b)(1), by striking “not less
4 than 9 months and”;

5 (2) in subsection (b)(2), by striking “during a
6 period of—” and all that follows and inserting “dur-
7 ing a period of not more than 2 years.”; and

8 (3) in subsection (c)—

9 (A) in paragraph (1)(A), by striking “as
10 demonstrated by the participant” and inserting
11 “as determined by the organization responsible
12 for granting a release, if the participant has
13 otherwise performed satisfactorily and has com-
14 pleted at least 15 percent of the original term
15 of service”;

16 (B) in paragraph (2)(A), by striking “pro-
17 vide to the participant that portion of the na-
18 tional service educational award” and inserting
19 “certify the participant’s eligibility for that por-
20 tion of the national service educational award”;
21 and

22 (C) in paragraph (2)(B), by striking “to
23 allow return to the program with which the in-
24 dividual was serving in order”.

25 **SEC. 1313. ADJUSTMENTS TO LIVING ALLOWANCE.**

26 Section 140 (42 U.S.C. 12594) is amended—

1 (1) in subsection (a)—

2 (A) in paragraph (1), by striking “para-
3 graph (3)” and inserting “paragraphs (3) and
4 (4)”;

5 (B) by redesignating paragraphs (4), (5),
6 and (6) as paragraphs (5), (6), and (7), respec-
7 tively; and

8 (C) by inserting after paragraph (3) the
9 following:

10 “(4) ADJUSTMENT FOR FEDERAL WORK-STUDY
11 STUDENTS.—The living allowance that may be pro-
12 vided to an individual whose term of service includes
13 hours for which the individual receives Federal work
14 study wages shall be reduced by the amount of the
15 individual’s Federal work study award.”; and

16 (D) in paragraph (5) (as redesignated by
17 this section) by striking “a reduced term of
18 service under section 139(b)(3)” and inserting
19 “a term of service that is less than 12 months”;
20 and

21 (2) by striking subsection (h).

1 **Subtitle D—Amendments to Sub-**
2 **title D (National Service Trust**
3 **and Provision of National Serv-**
4 **ice Educational Awards)**

5 **SEC. 1401. AVAILABILITY OF FUNDS IN THE NATIONAL**
6 **SERVICE TRUST.**

7 Section 145 (42 U.S.C. 12601) is amended—

8 (1) in subsection (a)(1)—

9 (A) in subparagraph (A), by striking
10 “and”; and

11 (B) by adding at the end the following:

12 “(C) service-based scholarships for high
13 school students; and

14 “(D) senior service scholarships under sub-
15 title J.”.

16 (2) in subsection (a)(2), by striking “pursuant
17 to section 196(a)(2)” and inserting “pursuant to
18 section 196(a)(2), if the terms of such donations di-
19 rect that they be deposited in the National Service
20 Trust”;

21 (3) in subsection (c), by striking “for payments
22 of national service educational awards in accordance
23 with section 148.” and inserting “for—

24 “(1) payments of national service educational
25 awards in accordance with section 148;

1 “(2) payments of interest in accordance with
2 section 148(e);

3 “(3) the Federal share of service-based scholar-
4 ships to high school students in accordance with sec-
5 tion 149; and

6 “(4) senior service scholarships in accordance
7 with subtitle J.”;

8 (4) in subsection (d)—

9 (A) in paragraph (3)(B), by striking
10 “and”;

11 (B) in paragraph (4), by striking the pe-
12 riod and inserting “; and”; and

13 (C) by adding at the end the following:

14 “(5) identify the number of students who have
15 received service-based scholarships and specify the
16 amount of Federal and matching funds expended on
17 an annual basis on service-based scholarships to
18 high school students; and

19 “(6) identify the number of individuals who are
20 currently performing service, or have performed
21 service, under the senior service scholarship program
22 pursuant to subtitle J.”.

1 **SEC. 1402. INDIVIDUALS ELIGIBLE TO RECEIVE A NA-**
2 **TIONAL SERVICE EDUCATIONAL AWARD**
3 **FROM THE TRUST.**

4 Section 146 (42 U.S.C. 12602) is amended—

5 (1) in subsection (a)—

6 (A) in the matter preceding paragraph (1),
7 by striking “if the individual” and inserting “if
8 the organization responsible for an individual’s
9 supervision certifies that the individual”;

10 (B) by striking paragraphs (1), (2), and
11 (3) and inserting the following:

12 “(1) met the applicable eligibility requirements
13 for the position; and

14 “(2)(A) successfully completed the required
15 term of service described in subsection (b) in an ap-
16 proved national service position; or

17 “(B)(i) satisfactorily performed prior to being
18 granted a release for compelling personal cir-
19 cumstances under section 139(c); and

20 “(ii) served at least 15 percent of the required
21 term of service described in subsection (b); and”;
22 and

23 (C) by redesignating paragraph (4) as
24 paragraph (3); and

25 (2) by striking subsection (c) and inserting the
26 following:

1 “(c) LIMITATION ON RECEIPT OF EDUCATIONAL
2 AWARDS.—An individual may receive no more than an
3 amount equal to the aggregate value of 2 national service
4 educational awards for full-time service.”.

5 **SEC. 1403. DETERMINATION OF THE AMOUNT OF NATIONAL**
6 **SERVICE EDUCATIONAL AWARDS.**

7 Section 147(a) (42 U.S.C. 12603(a)) is amended by
8 striking “, for each of not more than 2 of such terms of
9 service” and all that follows and inserting “of \$5,250.”.

10 **SEC. 1404. DISBURSEMENT OF NATIONAL SERVICE EDU-**
11 **CATIONAL AWARDS.**

12 Section 148 (42 U.S.C. 12604) is amended—

13 (1) in subsection (a)—

14 (A) in paragraph (2), by striking “cost of
15 attendance” and inserting “cost of attendance
16 or other educational expenses”;

17 (B) in paragraph (3), by striking “and”;

18 (C) by redesignating paragraph (4) as
19 paragraph (5); and

20 (D) by inserting after paragraph (3) the
21 following:

22 “(4) to pay expenses incurred in enrolling in an
23 educational institution or training establishment that
24 meets the requirements of chapter 36 of title 38,
25 United States Code (38 U.S.C. 3451 et seq.); and”;

1 (2) in subsection (b)(7)—

2 (A) in subparagraph (A), by striking “,
3 other than a loan to a parent of a student pur-
4 suant to section 428B of such Act (20 U.S.C.
5 1078–2)”;

6 (B) in subparagraph (B), by striking the
7 period and inserting “; and”; and

8 (C) by adding at the end the following:

9 “(C) any loan (other than a loan described
10 in subparagraph (A) or (B)) determined by an
11 institution of higher education to be necessary
12 to cover a student’s educational expenses and
13 made, insured, or guaranteed by—

14 “(i) an eligible lender, as defined in
15 section 435 of the Higher Education Act
16 of 1965 (20 U.S.C. 1085);

17 “(ii) the direct student loan program
18 under part D of title IV of such Act;

19 “(iii) a State agency; or

20 “(iv) a lender otherwise determined by
21 the Corporation to be eligible to receive
22 disbursements from the National Service
23 Trust.”;

24 (3) in subsection (e), by striking “subsection
25 (b)(6)” and inserting “subsection (b)(7)”;

1 (4) in subsection (f), by striking “Director” and
 2 inserting “Chief Executive Officer”.

3 **SEC. 1405. ADDITIONAL USES OF NATIONAL SERVICE**
 4 **TRUST AMOUNTS.**

5 Subtitle D of title I (42 U.S.C. 12601 et seq.) is
 6 amended by adding at the end the following new sections:

7 **“SEC. 149. USE BY PARTICIPANTS WITH DISABILITIES.**

8 “Notwithstanding any other provision of this subtitle,
 9 the National Service Trust may disburse some or all of
 10 a national service educational award directly to an indi-
 11 vidual who provides a certification that—

12 “(1) the individual is—

13 “(A) entitled to disability insurance bene-
 14 fits under section 223 of the Social Security
 15 Act (42 U.S.C. 423);

16 “(B) entitled to monthly insurance benefits
 17 under section 202 of the Social Security Act
 18 (42 U.S.C. 202) based on such individual’s dis-
 19 ability (as defined in section 223(d) of such
 20 Act); or

21 “(C) eligible for supplemental security in-
 22 come benefits under subchapter XVI of the So-
 23 cial Security Act (42 U.S.C. 1381 et seq.) on
 24 the basis of blindness (within the meaning of
 25 section 1614(a)(2) of such Act) or disability

1 (within the meaning of section 1614(a)(3) of
2 such Act); and

3 “(2) the individual will use the disbursed funds
4 to pay for education, training, or work-related activi-
5 ties designed to make the individual self-supporting.

6 **“SEC. 149A. SERVICE-BASED SCHOLARSHIPS TO HIGH**
7 **SCHOOL STUDENTS.**

8 “(a) PROGRAM AUTHORIZED.—The Corporation may
9 use amounts in the National Service Trust to support a
10 service-based scholarship program to recognize high school
11 juniors and seniors who are engaged in outstanding com-
12 munity service and scholarship.

13 “(b) APPROVED USE OF SCHOLARSHIPS.—The Cor-
14 poration may use amounts in the Trust to supplement lo-
15 cally funded scholarships to help cover an individual’s
16 postsecondary education or job training costs.

17 “(c) CORPORATION SHARE.—The Corporation’s
18 share of an individual’s scholarship under the program
19 may not exceed \$500.

20 “(d) LOCAL SHARE.—The local share of an individ-
21 ual’s scholarship under the program must be equal to or
22 greater than the Corporation’s share.

1 **Subtitle E—Amendments to Sub-**
2 **title E (National Civilian Com-**
3 **munity Corps)**

4 **SEC. 1501. PURPOSE.**

5 Section 151 (42 U.S.C. 12611) is amended to read
6 as follows:

7 **“SEC. 151. PURPOSE.**

8 “It is the purpose of this subtitle to authorize the
9 operation of, and support for, residential and other service
10 programs that combine the best practices of civilian serv-
11 ice with the best aspects of military service, including lead-
12 ership and team building, to meet national and community
13 needs. Such needs to be met under such programs include
14 those related to natural and other disasters, which shall
15 be addressed in coordination with the Federal Emergency
16 Management Agency and other public and private organi-
17 zations.”.

18 **SEC. 1502. PROGRAM COMPONENTS.**

19 Section 152 (42 U.S.C. 12612) is amended—

20 (1) in the heading, by striking “**DEMONSTRA-**
21 **TION**”;

22 (2) in subsections (a) and (b), by striking
23 “Demonstration”;

24 (3) in the heading of subsection (c), by striking
25 “PROGRAMS” and inserting “COMPONENTS”; and

1 (4) in subsection (c), by striking “program
2 components are residential programs” and all that
3 follows and inserting “programs referred to in sub-
4 section (b) may include a residential component.”.

5 **SEC. 1503. ELIGIBLE PARTICIPANTS.**

6 Section 153 (42 U.S.C. 12613) is amended—

7 (1) in subsection (a), by striking “Demonstra-
8 tion”;

9 (2) in subsection (b), by striking “if the per-
10 son” and all that follows and inserting “if the per-
11 son will be at least 18 years of age by December 31
12 in the calendar year in which the individual enrolls
13 in the program.”;

14 (3) in the heading of subsection (c), by striking
15 “BACKGROUNDS” and inserting “BACKGROUNDS”;
16 and

17 (4) by striking subsection (e).

18 **SEC. 1504. SUMMER NATIONAL SERVICE PROGRAM.**

19 Section 154 (42 U.S.C. 12614) is amended—

20 (1) in subsection (a), by striking “Demonstra-
21 tion”; and

22 (2) by adding at the end the following:

23 “(d) ALTERNATIVE BENEFIT.—The Director may
24 provide a scholarship for post-secondary education not to
25 exceed \$1,000 and consistent with section 148(c) to par-

1 ticipants under this section who do not meet the minimum
2 age requirements for a national service educational award
3 under section 146.”.

4 **SEC. 1505. TEAM LEADERS.**

5 Section 155 (42 U.S.C. 12615) is amended—

6 (1) in subsection (a), by striking “Demonstra-
7 tion”; and

8 (2) in subsection (b)(3), by adding at the end
9 the following:

10 “(4) TEAM LEADERS.—The Director may select
11 individuals with prior supervisory or service experi-
12 ence to be team leaders in the National Civilian
13 Community Corps to perform service that includes
14 leading and supervising teams of Corps members.
15 Team leaders shall—

16 “(A) be selected without regard to the age
17 limitation under section 153(b);

18 “(B) be members of the National Civilian
19 Community Corps; and

20 “(C) be provided the rights and benefits
21 applicable to Corps members, except that the
22 limitation on the amount of living allowance
23 shall not exceed 10 percent more than the
24 amount established under section 158(b).”.

1 **SEC. 1506. CONSULTATION WITH STATE COMMISSIONS.**

2 Section 157 (42 U.S.C. 12617) is amended—

3 (1) in subsection (b)(1)(B), by inserting “com-
4 munity-based organizations and” before “representa-
5 tives of local communities”;

6 (2) in subsection (b)(2), by inserting “State
7 commissions,” before “and persons involved in other
8 youth service programs.”; and

9 (3) in subsection (c), by adding at the end the
10 following:

11 “(3) ENVIRONMENTAL PROJECTS AND DIS-
12 ASTER ASSISTANCE.—The Director shall place ap-
13 propriate emphasis on projects addressing the envi-
14 ronment and in support of disaster relief efforts.”.

15 **SEC. 1507. PERMANENT CADRE.**

16 Section 159 (42 U.S.C. 12619) is amended—

17 (1) in subsection (a), by striking “Demonstra-
18 tion”;

19 (2) in subsection (c)(2)—

20 (A) in subparagraph (A), by striking “The
21 Director shall establish a permanent cadre of”
22 and inserting “The Chief Executive Officer
23 shall establish a permanent cadre that includes
24 the Director and other appointed”;

25 (B) in subparagraph (B), by striking “The
26 Director shall appoint the members” and in-

1 serting “The Chief Executive Officer shall con-
 2 sider the recommendations of the Director in
 3 appointing the other members”; and

4 (C) in subparagraph (C), by striking “the
 5 Director” and inserting “the Chief Executive
 6 Officer”; and

7 (3) in the first sentence of subsection (c)(3), by
 8 striking “the members” and inserting “other mem-
 9 bers”.

10 **SEC. 1508. CONTRACT AND GRANT AUTHORITY.**

11 Section 161(a) (42 U.S.C. 12621(a)) is amended by
 12 striking “perform any program function under this sub-
 13 title” and inserting “carry out the National Civilian Com-
 14 munity Corps program”.

15 **SEC. 1509. OTHER DEPARTMENTS.**

16 Section 162(a)(2)(A) (42 U.S.C. 12622(a)(2)(A)) is
 17 amended by striking “to be recommended for appoint-
 18 ment” and inserting “from which individuals may be se-
 19 lected for appointment by the Director”.

20 **SEC. 1510. REPEAL OF AUTHORITY FOR ADVISORY BOARD**
 21 **AND FUNDING LIMITATION.**

22 Sections 163 and 165 (42 U.S.C. 12623 and 12625)
 23 and the items relating to such sections in the table of con-
 24 tents contained in section 1(b) (42 U.S.C. 12501 note)
 25 are repealed.

1 **SEC. 1511. DEFINITIONS.**

2 Section 166 (42 U.S.C. 12626) is amended—

3 (1) by striking paragraph (9);

4 (2) by redesignating paragraphs (2) through
5 (8) as paragraphs (3) through (9) respectively;

6 (3) by inserting after paragraph (1) the fol-
7 lowing:

8 “(2) CAMPUS DIRECTOR.—The term ‘campus
9 director’, with respect to a Corps campus, means the
10 head of the campus under section 155(d).”; and

11 (4) in paragraphs (3), (5), and (8) (as redesign-
12 nated by this section), by striking “Demonstration”.

13 **SEC. 1512. EMERGENCY RESPONSE CORPS.**

14 Subtitle E (42 U.S.C. 12611 et seq.) is amended by
15 adding at the end the following new section:

16 **“SEC. 167. EMERGENCY RESPONSE CORPS.**

17 “(a) AUTHORITY TO PROVIDE ASSISTANCE.—Sub-
18 ject to the availability of appropriations under this subtitle
19 for this purpose, the Corporation may make grants, and
20 provide an allotment of educational awards, to State and
21 local public agencies and private nonprofit organizations,
22 including institutions of higher education, for the purpose
23 of supporting the development and operation of emergency
24 response corps as part of the National Civilian Community
25 Corps.

1 “(b) ELIGIBLE PROGRAMS.—A recipient of a grant
2 under this section shall conduct an emergency response
3 corps program, which may include a residential program,
4 in which individuals at least 18 years of age receive train-
5 ing and are deployed to respond to natural and other dis-
6 asters and otherwise support local communities in public
7 safety, public health, and emergency preparedness.

8 “(c) USE OF FUNDS.—

9 “(1) ALLOWABLE COSTS.—A recipient of a
10 grant under this section may use the amounts of the
11 grant to pay costs attributable to the development or
12 operation of an emergency response corps
13 including—

14 “(A) for residential programs, a living al-
15 lowance that does not exceed the amount that
16 is provided to National Civilian Community
17 Corps members under section 158(b);

18 “(B) other member benefits and services
19 consistent with those authorized under sub-
20 sections (c) and (d) of section 158;

21 “(C) recruitment;

22 “(D) training;

23 “(E) insurance; and

24 “(F) management.

1 “(2) ADMINISTRATIVE COSTS.—A recipient of a
 2 grant under this section may use up to 5 percent of
 3 the amount of the grant provided by the Corporation
 4 to pay for the recipient’s cost of administering the
 5 approved program.

6 “(d) NATIONAL SERVICE EDUCATIONAL AWARDS.—
 7 An individual who successfully completes a term of service
 8 in an emergency response corps may receive the national
 9 service educational award described in subtitle D if the
 10 individual—

11 “(1) serves in an approved national service po-
 12 sition; and

13 “(2) satisfies the eligibility requirements speci-
 14 fied in section 146 with respect to service in that ap-
 15 proved national service position.”.

16 **SEC. 1513. TERMINOLOGY.**

17 Subtitle E (42 U.S.C. 12611 et seq.) is amended—

18 (1) by striking “Civilian Community Corps”
 19 each place it appears and inserting “National Civil-
 20 ian Community Corps”;

21 (2) by striking “**CIVILIAN COMMUNITY**
 22 **CORPS**” each place it appears and inserting “**NA-**
 23 **TIONAL CIVILIAN COMMUNITY**
 24 **CORPS**”;

1 (3) by striking “superintendent” each place it
2 appears and inserting “director”;

3 (4) by striking “SUPERINTENDENT” each place
4 it appears and inserting “DIRECTOR”;

5 (5) by striking “camp” each place it appears
6 and inserting “campus”;

7 (6) by striking “CAMP” each place it appears
8 and inserting “CAMPUS”;

9 (7) by striking “camps” each place it appears
10 and inserting “campuses”; and

11 (8) by striking “CAMPS” each place it appears
12 and inserting “CAMPUSES”.

13 **Subtitle F—Amendments to Sub-**
14 **title F (Administrative Provi-**
15 **sions)**

16 **SEC. 1601. FAMILY AND MEDICAL LEAVE.**

17 Section 171(a)(1) (42 U.S.C. 12631(a)(1)) is
18 amended—

19 (1) by striking “with respect to a project” and
20 inserting “with respect to a project authorized under
21 the national service laws”;

22 (2) by redesignating subsections (b) and (c) as
23 subsections (c) and (d); and

24 (3) by inserting after subsection (a) the fol-
25 lowing:

1 “(b) SERVICE SPONSORS.—Participants in a project
2 authorized under the national service laws shall not be
3 considered employees for purposes of determining whether
4 a service sponsor is an employer under subsection (a)(2).”.

5 **SEC. 1602. ADDITIONAL PROHIBITIONS ON USE OF FUNDS.**

6 Section 174 (42 U.S.C. 12634) is amended by adding
7 at the end the following:

8 “(d) REFERRALS FOR FEDERAL ASSISTANCE.—A
9 program may not receive assistance under the national
10 service laws for the sole purpose of referring individuals
11 to Federal assistance programs or State assistance pro-
12 grams funded in part by the Federal government.

13 “(e) SEX EDUCATION PROGRAMS.—No assistance
14 made available under the national service laws shall be
15 used—

16 “(1) to develop or distribute materials or oper-
17 ate programs or courses of instruction directed at
18 youth that are designed to promote or encourage
19 sexual activity;

20 “(2) to distribute or aid in the distribution by
21 any organization of obscene materials to minors on
22 school grounds;

23 “(3) to provide in schools—

1 “(A) sex education, unless such education
2 is age appropriate and includes discussion of
3 the health benefits of abstinence;

4 “(B) HIV-prevention instruction, unless
5 such instruction is age appropriate, includes
6 discussion of the health benefits of abstinence,
7 and includes discussion of the health risks of
8 the human papillomavirus (HPV), consistent
9 with the provisions of section 317P(c) of the
10 Public Health Services Act (42 U.S.C. 247b-
11 17(c)), or

12 “(4) to operate a program of contraceptive dis-
13 tribution in schools.”.

14 **SEC. 1603. NOTICE, HEARING, AND GRIEVANCE PROCE-**
15 **DURES.**

16 Section 176 (42 U.S.C. 12636) is amended—

17 (1) by striking “this title” each place it appears
18 and inserting “the national service laws”;

19 (2) in subsection (a)(2), by striking “30 days”
20 and inserting “1 or more periods of 30 days not to
21 exceed 90 days in total”; and

22 (3) in subsection (f)—

23 (A) in paragraph (1), by striking “A State
24 or local applicant” and inserting “An entity”;

25 (B) in paragraph (6)—

1 (i) in subparagraph (C), by striking
2 “and”;

3 (ii) by redesignating subparagraph
4 (D) as subparagraph (E); and

5 (iii) by inserting after subparagraph
6 (C) the following:

7 “(D) in a grievance filed by an individual
8 applicant or participant—

9 “(i) the applicant’s selection or the
10 participant’s reinstatement, as the case
11 may be; and

12 “(ii) other changes in the terms and
13 conditions of service.”.

14 **SEC. 1604. RESOLUTION OF DISPLACEMENT COMPLAINTS.**

15 Section 177 (42 U.S.C. 12637) is amended—

16 (1) in subsections (a), (b), and (e), by striking
17 “under this title” each place it appears and inserting
18 “under the national service laws”;

19 (2) in subsection (b)(1), by striking “employee
20 or position” and inserting “employee, position, or
21 volunteer”; and

22 (3) by striking subsection (e) and inserting the
23 following:

24 “(e) STANDARDS OF CONDUCT.—

1 “(1) IN GENERAL.—Programs that receive as-
 2 sistance under the national service laws shall estab-
 3 lish and stringently enforce standards of conduct at
 4 the program site to promote proper moral and dis-
 5 ciplinary conditions, and shall consult with the par-
 6 ents or legal guardians of children in developing and
 7 operating programs that include and serve children.

8 “(2) PARENTAL PERMISSION.—Programs that
 9 receive assistance under the national service laws
 10 shall, consistent with State law, before transporting
 11 minor children, provide the reason for and obtain
 12 written permission of the children’s parents.”.

13 **SEC. 1605. STATE COMMISSIONS ON NATIONAL AND COM-**
 14 **MUNITY SERVICE.**

15 Section 178 (42 U.S.C. 12638) is amended—

16 (1) in subsection (c)(1), by adding at the end
 17 the following:

18 “(J) A representative of the volunteer sec-
 19 tor.”;

20 (2) in subsection (c)(3), by striking “, unless
 21 the State permits the representative to serve as a
 22 voting member of the State commission or alter-
 23 native administrative entity”;

24 “(1) Preparation of a national service plan
 25 that—

1 “(A) is developed through an open and
2 public process (such as through regional fo-
3 rums, hearings, and other means) that provides
4 for maximum participation and input from non-
5 profit organizations and public agencies using
6 service and volunteerism as a strategy to meet
7 critical community needs, including programs
8 funded under the national service laws;

9 “(B) covers a 3-year period, the beginning
10 of which may be set by the State;

11 “(C) is subject to approval by the Chief
12 Executive Officer;

13 “(D) includes measurable goals and out-
14 comes;

15 “(E) ensures outreach to community and
16 religious organizations, including those that
17 serve underrepresented populations;

18 “(F) provides for effective coordination of
19 funding applications submitted by the State and
20 others within the State under the national serv-
21 ice laws; and

22 “(G) identifies potential changes in prac-
23 tices and policies that will improve the coordi-
24 nation and effectiveness of Federal, State, and

1 local resources for service and volunteerism
2 within the State.”;

3 (4) by redesignating subsections (f) through (j)
4 as subsections (g) through (k), respectively; and

5 (5) by inserting after subsection (e) the fol-
6 lowing:

7 “(f) RELIEF FROM ADMINISTRATIVE REQUIRE-
8 MENTS.—Upon approval of a State plan submitted under
9 subsection (e)(1), the Chief Executive Officer may waive,
10 or specify alternatives to, administrative requirements
11 (other than statutory provisions) otherwise applicable to
12 grants made to States under the national service laws, in-
13 cluding those requirements identified by a State as imped-
14 ing the coordination and effectiveness of Federal, State,
15 and local resources for service and volunteerism within a
16 State.”.

17 **SEC. 1606. EVALUATION AND ACCOUNTABILITY.**

18 Section 179 (42 U.S.C. 12639) is amended—

19 (1) in subsection (a), by striking “to deter-
20 mine—” and all that follows and inserting “to deter-
21 mine the effectiveness of programs supported under
22 the national service laws in achieving stated goals
23 and the costs associated with each of such programs,
24 while conducting research on the role of service and

1 civic engagement as a means of fostering healthy
2 civic organizations.”;

3 (2) in subsection (g)—

4 (A) in paragraph (3), by striking “Na-
5 tional Senior Volunteer Corps” and inserting
6 “National Senior Service Corps”; and

7 (B) in paragraph (9), by striking “to pub-
8 lic service” and all that follows and inserting
9 “to engage in service that benefits the commu-
10 nity.”; and

11 (3) by adding at the end the following:

12 “(j) RESERVED PROGRAM FUNDS FOR ACCOUNT-
13 ABILITY.—In addition to amounts appropriated to carry
14 out this section, the Corporation may reserve up to 1 per-
15 cent of total program funds appropriated in a fiscal year
16 under the national service laws to support program ac-
17 countability activities.”.

18 **SEC. 1607. TECHNICAL AMENDMENT.**

19 Section 181 (42 U.S.C. 12641) is amended by strik-
20 ing “Section 414” and inserting “Section 422”.

21 **SEC. 1608. ADDITIONAL ADMINISTRATIVE PROVISIONS.**

22 Subtitle F (42 U.S.C. 12631 et seq.) is amended by
23 adding at the end the following new sections:

1 **“SEC. 185. CONSOLIDATED APPLICATION AND REPORTING**
2 **REQUIREMENTS.**

3 “To promote efficiency and eliminate duplicative re-
4 quirements, the Corporation may consolidate or modify
5 application procedures and reporting requirements for
6 programs and activities funded under the national service
7 laws.

8 **“SEC. 186. ACCOUNTABILITY FOR RESULTS.**

9 “(a) MEASURES.—

10 “(1) ESTABLISHMENT OF MEASURES.—The
11 Corporation shall establish, in consultation with
12 grantees receiving assistance under the national
13 service laws, performance measures for each grantee.

14 “(2) CONTENT.—The measures described in
15 paragraph (1) shall include—

16 “(A) the number of participants enrolled
17 as compared to the number stated in the orga-
18 nization’s approved application for assistance;

19 “(B) evidence of community support, such
20 as private financial contributions and volunteers
21 recruited from the community;

22 “(C) progress toward program outcome
23 measures; and

24 “(D) performance on other measures as
25 determined by the Corporation.

1 “(3) SOURCE.—The measures described in
2 paragraph (1) may include self-reported data from
3 grantees or independent data collected by the Cor-
4 poration.

5 “(b) CORRECTIVE PLANS.—A grantee that does not
6 achieve the established levels of performance on the meas-
7 ures, as determined by the Corporation, shall submit to
8 the Corporation for approval a plan of correction to
9 achieve the established levels of performance.

10 “(c) FAILURE TO MEET PERFORMANCE LEVELS.—
11 If, after a period for correction as approved by the Cor-
12 poration, a grantee or subgrantee fails to achieve the es-
13 tablished levels of performance, the Corporation shall—

14 “(1) reduce the annual amount of the grant
15 award attributable to the underperforming grantee
16 or subgrantee by at least 25 percent; or

17 “(2) terminate assistance to the underper-
18 forming grantee or subgrantee, consistent with sec-
19 tion 176(a).

20 “(d) REPORTS TO CONGRESS.—The Corporation
21 shall submit a report to Congress within 2 years after the
22 date of enactment of this section, and annually thereafter,
23 containing information on the number of programs imple-
24 menting corrective plans and the number of programs for
25 which assistance is terminated, and the number of pro-

1 grams meeting or exceeding their performance measures
2 under this section for the year covered by the report.

3 **“SEC. 187. SUSTAINABILITY.**

4 “(a) GOALS.—To ensure that recipients of assistance
5 under the national service laws are meeting sustainability
6 goals, the Corporation may, in consultation with recipients
7 of assistance under the national service laws, establish
8 policies and procedures to—

9 “(1) establish limits on the number of years re-
10 cipients may receive assistance to carry out a
11 project;

12 “(2) increase match requirements; and

13 “(3) implement measures to ascertain whether
14 projects are generating sufficient community sup-
15 port.

16 “(b) ENFORCEMENT.—Any action by the Corporation
17 to suspend or terminate assistance to recipients that do
18 not meet sustainability goals set by the Corporation shall
19 be consistent with section 176(a) and section 186.

20 **“SEC. 188. USE OF RECOVERED FUNDS.**

21 “(a) FACTORS CONSIDERED IN APPROVING REPAY-
22 MENT.—After the date of enactment of this section, when-
23 ever the Corporation recovers funds paid to a recipient
24 under a grant or cooperative agreement made under the
25 national service laws because the recipient made an ex-

1 penditure of funds that was not allowable, or otherwise
2 failed to discharge its responsibility to account properly
3 for funds, the Corporation may consider those funds to
4 be additional funds available and may arrange to repay
5 to the recipient affected by that action an amount not to
6 exceed 75 percent of the recovered funds if the Corpora-
7 tion determines that—

8 “(1) the practices or procedures of the recipient
9 that resulted in the recovery of funds have been cor-
10 rected, and that the recipient is in all other respects
11 in compliance with the requirements of the grant or
12 cooperative agreement, if the recipient was notified
13 of any noncompliance with such requirements and
14 given a reasonable period of time to remedy such
15 noncompliance;

16 “(2) the recipient has submitted to the Cor-
17 poration a plan for the use of those funds consistent
18 with the national service laws and, to the extent pos-
19 sible, for the benefit of the community affected by
20 the recovery of funds; and

21 “(3) the use of those funds in accordance with
22 that plan would serve to achieve the objectives of the
23 grant or cooperative agreement under which the
24 funds were originally paid.

1 “(b) TERMS AND CONDITIONS OF REPAYMENT.—

2 Any payments by the Corporation under this section shall
3 be subject to other terms and conditions as the Corpora-
4 tion considers necessary to accomplish the purposes of the
5 grant or cooperative agreement, including—

6 “(1) the submission of periodic reports on the
7 use of funds provided under this section; and

8 “(2) consultation by the recipient with members
9 of the community that will benefit from the pay-
10 ments.

11 “(c) AVAILABILITY OF FUNDS.—Notwithstanding
12 any other provision of law, the funds made available under
13 this section shall remain available for expenditure for a
14 period of time considered reasonable by the Corporation,
15 but in no case to exceed more than 3 fiscal years following
16 the later of—

17 “(1) the fiscal year in which final agency action
18 regarding the disallowance of funds is taken; or

19 “(2) if such recipient files a petition for judicial
20 review regarding the disallowance of funds, the fiscal
21 year in which final judicial action is taken on such
22 a petition.

23 “(d) PUBLICATION IN FEDERAL REGISTER.—At
24 least 60 days prior to entering into an arrangement under
25 this section, the Corporation shall publish in the Federal

1 Register a notice of intent to enter into such an arrange-
2 ment and the terms and conditions under which payments
3 will be made. Interested persons shall have an opportunity
4 for at least 30 days to submit comments to the Corpora-
5 tion regarding the proposed arrangement.

6 **“SEC. 189. CAPACITY BUILDING.**

7 “Participants in programs supported under the na-
8 tional service laws, including individuals serving in ap-
9 proved national service positions, may engage in activities,
10 including recruiting and managing volunteers, that in-
11 crease the capacity of organizations that receive assistance
12 under the national service laws to address unmet human,
13 educational, environmental, or public safety needs.

14 **“SEC. 189A. EXPENSES OF ATTENDING MEETINGS.**

15 “Notwithstanding section 1345 of title 31, United
16 States Code, funds authorized under the national service
17 laws shall be available for expenses of attendance of meet-
18 ings that are concerned with the functions or activities for
19 which the funds are appropriated or which will contribute
20 to improved conduct, supervision, or management of those
21 functions or activities.

22 **“SEC. 189B. FEES.**

23 “(a) COLLECTION OF FEES.—The Corporation may
24 charge and retain fair and reasonable fees for training,
25 technical assistance, and publications. The amount of the

1 fees shall be based on the cost of the activities or publica-
2 tions to the Corporation.

3 “(b) NOT FEDERAL FUNDS.—Fees collected under
4 subsection (a) shall not be considered to be Federal funds
5 and shall not be required to be deposited in the Treasury
6 of the United States.

7 “(c) ANNUAL REPORTS.—The Corporation shall sub-
8 mit to the appropriate committees of Congress an annual
9 report that includes the services or publications provided
10 on a fee basis and the amount of fees received.

11 **“SEC. 189C. GRANT PERIODS.**

12 “Unless otherwise specifically provided, the Corpora-
13 tion has authority to make a grant under the national
14 service laws for a period of 3 years.

15 **“SEC. 189D. GENERATION OF VOLUNTEERS.**

16 “In making decisions on applications for assistance
17 or approved national service positions under the national
18 service laws, the Corporation shall take into consideration
19 the extent to which the applicant’s proposal will increase
20 the involvement of volunteers in meeting community
21 needs.

22 **“SEC. 189E. LIMITATION ON PROGRAM GRANT COSTS.**

23 “(a) LIMITATION ON GRANT AMOUNTS.—Except as
24 otherwise provided by this section, the amount of funds
25 approved by the Corporation in a grant to operate a pro-

1 gram authorized under the national service laws sup-
2 porting individuals serving in approved national service
3 positions may not exceed \$16,000 per full-time equivalent
4 position.

5 “(b) COSTS SUBJECT TO LIMITATION.—The limita-
6 tion in subsection (a) applies to the Corporation’s share
7 of member support costs, staff costs, and other costs borne
8 by the grantee or subgrantee to operate a program.

9 “(c) COSTS NOT SUBJECT TO LIMITATION.—The
10 limitation in subsection (a) and (e)(1) shall not apply to
11 expenses that are not included in the program operating
12 grant award.

13 “(d) ADJUSTMENTS FOR INFLATION.—The amount
14 specified in subsections (a) and (e)(1) shall be adjusted
15 each year after 2003 for inflation as measured by the Con-
16 sumer Price Index for All Urban Consumers published by
17 the Secretary of Labor.

18 “(e) WAIVER AUTHORITY AND REPORTING REQUIRE-
19 MENT.—

20 “(1) WAIVER.—The Chief Executive Officer
21 may waive the requirements of this section, up to a
22 maximum of \$18,000, if necessary to meet the com-
23 pelling needs of a particular program, such as excep-
24 tional training needs for a program serving dis-
25 advantaged youth, increased costs relating to the

1 participation of individuals with disabilities, and
2 start-up costs associated with a first-time grantee,
3 and up to a maximum of \$20,000 for residential
4 programs.

5 “(2) REPORTS.—The Chief Executive Officer
6 shall report to Congress annually on all waivers
7 granted under this section, with an explanation of
8 the compelling needs justifying such waivers.

9 **“SEC. 189F. NOTICE REQUIREMENT.**

10 “(a) The Corporation shall ensure that the following
11 notice is included in all application materials, grant an-
12 nouncements and other material containing information
13 regarding the application for assistance provided under
14 the national service laws: ‘The Civil Rights Act of 1964
15 prohibits employers with 15 or more employees from en-
16 gaging in employment practices that discriminate against
17 an individual based on religion. Under section 702(a) of
18 the Civil Rights Act, this prohibition generally does not
19 apply to a religious corporation, association, educational
20 institution, or society. However, as a required of receiving
21 funding under the national service laws, any such religious
22 entity shall not discriminate based on religion when em-
23 ploying new staff paid with funds received under the na-
24 tional service laws pursuant to 42 USC 12635(c) and 42
25 USC 5057(c).’

1 “(b) Before providing assistance to a private entity
2 reference in (1), the Corporation shall ensure that written
3 confirmation, separate from any other documents required
4 by law or regulation, is obtained from such private entity
5 acknowledging that the receipt of assistance or funds has
6 read and understands the following: ‘The Civil Rights Act
7 of 1964 prohibits employers with 15 or more employees
8 from engaging in employment practices that discriminate
9 against an individual based on religion. Under section
10 702(a) of the Civil Rights Act, this prohibition generally
11 does not apply to a religious corporation, association, edu-
12 cational institution, or society. However, as a requirement
13 of receiving funding under the national service laws, any
14 such religious entity shall not discriminate based on reli-
15 gion when employing new staff paid with funds received
16 under the national service laws pursuant to 42 USC
17 12635(c) and 42 USC 5057(c).’

18 “(c) The provisions of section 1 and 2 shall not
19 amend, supercede, or otherwise affect rights, protections
20 or duties under, the Civil Rights laws of the United States,
21 the national service laws, or any other law.”.

1 **Subtitle G—Amendments to Sub-**
2 **title G (Corporation for Na-**
3 **tional and Community Service)**

4 **SEC. 1701. TERMS OF OFFICE.**

5 Section 192 (42 U.S.C. 12651a) is amended—

6 (1) by striking subsection (c) and inserting the
7 following:

8 “(c) TERMS.—Subject to subsection (e), each ap-
9 pointed member shall serve for a term of 5 years.”; and

10 (2) by adding at the end the following:

11 “(e) SERVICE UNTIL APPOINTMENT OF SUC-
12 CESSOR.—A voting member of the Board whose term has
13 expired may continue to serve until the earlier of—

14 “(1) the date on which a successor has taken
15 office; or

16 “(2) the date on which the Congress adjourns
17 sine die to end the session of Congress that com-
18 mences after the date on which the member’s term
19 expired.”.

20 **SEC. 1702. BOARD OF DIRECTORS AUTHORITIES AND DU-**
21 **TIES.**

22 Section 192A(g) (42 U.S.C. 12651b(g)) is
23 amended—

24 (1) in the matter preceding paragraph (1) by
25 striking “shall—” and inserting “shall have respon-

1 sibility for setting overall policy for the Corporation
 2 and shall—”;

3 (2) by striking paragraphs (2) and (11);

4 (3) by redesignating paragraphs (3) through
 5 (10) as paragraphs (2) through (9), respectively;

6 (4) in paragraph (8) (as redesignated by this
 7 section), by inserting “and” after “Corporation;”;
 8 and

9 (5) in paragraph (9) (as redesignated by this
 10 section), by striking “program; and” and inserting
 11 “program under a cost share agreement, as deter-
 12 mined by the Corporation, in which the funds ad-
 13 vanced or received as reimbursement shall be cred-
 14 ited directly to a current appropriation.”.

15 **SEC. 1703. PEER REVIEWERS.**

16 Section 193A (42 U.S.C. 12651d) is amended—

17 (1) in subsection (b)—

18 (A) in paragraph (9)(C), by striking the
 19 semicolon and inserting “; and”;

20 (B) by striking paragraph (10); and

21 (C) by redesignating paragraph (11) as
 22 paragraph (10);

23 (2) in subsection (c)—

24 (A) in paragraph (9), by striking “and” at
 25 the end;

1 (B) by redesignating paragraph (10) as
2 paragraph (11); and

3 (C) by inserting after paragraph (9) the
4 following:

5 “(10) obtain the opinions of peer reviewers in
6 evaluating applications to the Corporation for assist-
7 ance under this title; and”;

8 (3) by striking subsection (f); and

9 (4) by redesignating subsection (g) as sub-
10 section (f).

11 **SEC. 1704. NONVOTING MEMBERS; PERSONAL SERVICES**

12 **CONTRACTS.**

13 Section 195 (42 U.S.C. 12651f) is amended—

14 (1) in subsection (c)(3)—

15 (A) in the heading, by striking “MEMBER”
16 and inserting “NON-VOTING MEMBER”; and

17 (B) by inserting “nonvoting” before “mem-
18 ber”; and

19 (2) by adding at the end the following new sub-
20 section:

21 “(g) **PERSONAL SERVICES CONTRACTS.**—The Cor-
22 poration may enter into personal services contracts to
23 carry out research, evaluation, and public awareness re-
24 lated to the national service laws.”.

1 **SEC. 1705. DONATED SERVICES.**

2 Section 196(a) (42 U.S.C. 12651g(a)) is amended—

3 (1) in paragraph (1)—

4 (A) by striking subparagraph (A) and in-
5 serting the following:

6 “(A) ORGANIZATIONS AND INDIVIDUALS.—
7 Notwithstanding section 1342 of title 31,
8 United States Code, the Corporation may solicit
9 and accept the services of organizations and in-
10 dividuals (other than participants) to assist the
11 Corporation in carrying out the duties of the
12 Corporation under the national service laws,
13 and may provide to such individuals the travel
14 expenses described in section 192A(d) of this
15 Act (42 U.S.C. 12651b(d)).”

16 (B) in subparagraph (B)—

17 (i) in the matter preceding clause (i),
18 by striking “Such a volunteer” and insert-
19 ing “An individual who provides services
20 under this subtitle”;

21 (ii) in clause (i), by striking “a volun-
22 teer” and inserting “an individual who
23 provides services”;

24 (iii) in clause (ii), by striking “volun-
25 teers” and inserting “individuals who pro-
26 vide services”; and

(iv) in clause (iii), by striking “such a volunteer” and inserting “an individual who provides such services”; and

(C) in subparagraph (C)(i), by striking “Such a volunteer” and inserting “An individual who provides services to the Corporation”; and

(2) by striking paragraph (3).

Subtitle H—Amendments to Subtitle H

SEC. 1801. TECHNICAL AMENDMENTS TO SUBTITLE H.

Section 198 (42 U.S.C. 12653) is amended—

(1) in subsection (e)—

(A) in the heading, by striking “IMPROVE ABILITY TO APPLY FOR ASSISTANCE” and inserting “TRAINING AND TECHNICAL ASSISTANCE”; and

(B) by striking “to evaluate such programs,” and inserting “to evaluate such programs, to support efforts to improve the management of nonprofit organizations and community groups,”; and

(2) in subsection (i)—

(A) by striking “conduct a campaign to”;

and

1 (B) by striking “to promote” and inserting
 2 “may promote”; and

3 (3) by adding at the end the following new sub-
 4 section:

5 “(t) CHIEF EXECUTIVE OFFICER DISCRETIONARY
 6 GRANTS.—

7 “(1) AUTHORITY.—The Chief Executive Officer
 8 is authorized to make grants, consistent with policies
 9 and procedures established by the Board of Direc-
 10 tors, including grants made on the basis of an unsol-
 11 licited application, to any entity eligible for assist-
 12 ance under the national service laws to support
 13 greater engagement of citizens in service and vol-
 14 unteerism.

15 “(2) MATCHING FUNDS.—The Chief Executive
 16 Officer shall require recipients of grants under this
 17 subsection to provide matching funds from non-Fed-
 18 eral sources.

19 “(3) REPORT.—The Chief Executive Officer
 20 shall report to Congress on an annual basis on any
 21 grants made under this subsection.”.

22 **Subtitle I—Additional Authorities**

23 **SEC. 1901. SENIOR SERVICE SCHOLARSHIPS.**

24 Title I (42 U.S.C. 12511 et seq.) is further amended
 25 by adding at the end the following new subtitle:

**“Subtitle J—Senior Service
Scholarships**

**“SEC. 1990. AUTHORITY TO PROVIDE ASSISTANCE AND
SENIOR SERVICE SCHOLARSHIPS.**

“(a) PROVISION OF ASSISTANCE.—Subject to the availability of appropriations for this purpose, the Corporation may make grants to eligible entities under subsection (b) for the purpose of assisting the recipients of the grants in carrying out or sponsoring mentoring, tutoring, and other programs described in section 199P.

“(b) ELIGIBLE APPLICANTS.—States, Indian tribes, other public agencies, and nonprofit organizations are eligible to apply for grants under this subtitle.

“(c) PROVISION OF SENIOR SERVICE SCHOLARSHIPS.—The Corporation may approve the provision of senior service scholarships described in section 199T for volunteers who meet the requirements in section 199S by serving—

“(1) in programs supported by assistance under subsection (a); or

“(2) in other programs consistent with the provisions of section 199P, as determined by the Corporation in consultation with a State or other recipient.

1 **“SEC. 199P. PROGRAMS ELIGIBLE FOR ASSISTANCE.**

2 “(a) TUTORING AND MENTORING ACTIVITIES.—

3 Grants provided under this subtitle may support the serv-
4 ice of seniors in mentoring and tutoring, either directly
5 or indirectly (through activities such as family literacy
6 programs), individuals up to 17 years of age. Tutoring
7 programs in reading for children pre-K through grade 6
8 supported under this subtitle must be research-based.

9 “(b) OTHER ACTIVITIES.—Grants provided under
10 this subtitle may also support the service of seniors to
11 meet a wide variety of community needs, as set forth in
12 the purposes of this Act.

13 **“SEC. 199Q. GRANTS.**

14 “(a) AMOUNT.—After approving an application under
15 this subtitle, the Corporation may provide up to \$600 per
16 senior volunteer supported under this subtitle.

17 “(b) GRANT PERIOD.—Grants provided under this
18 subtitle may cover a period of not more than 3 years, but
19 may be renewed by the Corporation for successive periods.

20 “(c) USE OF FUNDS.—Grants provided under this
21 subtitle may be used to pay reasonable costs attributable
22 to the development or operation of volunteer programs,
23 consistent with the application approved by the Corpora-
24 tion, including—

1 “(1) reimbursing direct volunteer costs, such as
2 transportation, meals, and other items incidental to
3 performing service;

4 “(2) recruitment and training of volunteers;

5 “(3) insurance; and

6 “(4) management of volunteers.

7 “(d) RESTRICTION.—A senior volunteer supported
8 under this subtitle may not receive an amount greater
9 than the amounts for allowances, stipends, and other sup-
10 port to senior volunteers as determined by the Corporation
11 under title II of the Domestic Volunteer Service Act of
12 1973 (42 U.S.C. 5000 et seq.).

13 **“SEC. 199R. FUNDS FOR SENIOR SERVICE SCHOLARSHIPS.**

14 “(a) GENERAL.—Funds for senior service scholar-
15 ships may include—

16 “(1) appropriations authorized under section
17 501(a);

18 “(2) gifts specifically intended for senior service
19 scholarships received by the Corporation under sec-
20 tion 196(a)(2); and

21 “(3) interest that accrues on the funds received
22 by the Corporation under paragraphs (1) and (2).

23 “(b) NATIONAL SERVICE TRUST.—Funds received by
24 the Corporation under subsection (a) shall be deposited

1 into the National Service Trust established under section
2 145(a).

3 “(c) INVESTMENT OF FUNDS.—The Corporation
4 shall ensure that funds for senior service scholarships are
5 invested in accordance with section 145(b).

6 “(d) TREATMENT OF FUNDS.—The Corporation
7 shall—

8 “(1) use funds received under subsection (a)
9 only for senior service scholarships; and

10 “(2) account for funds received under sub-
11 section (a) separately from other funds in the Na-
12 tional Service Trust.

13 “(e) EXPENDITURES FROM NATIONAL SERVICE
14 TRUST.—Funds received under subsection (a) shall be
15 available to provide a senior service scholarship to a senior
16 volunteer eligible under section 199S in an amount as pro-
17 vided in section 199T.

18 “(f) DISBURSEMENT.—Within 30 days of receiving a
19 request from the recipient that meets requirements to be
20 set by the Corporation, the Corporation shall disburse the
21 senior service scholarship to the recipient as authorized
22 under subtitle D.

1 **“SEC. 199S. ELIGIBILITY TO RECEIVE A SENIOR SERVICE**
2 **SCHOLARSHIP.**

3 “To be eligible to receive a senior service scholarship,
4 an individual must—

5 “(1) successfully complete 500 hours of service
6 in not more than 1 year in a mentoring or tutoring
7 program approved by the Corporation; and

8 “(2) be 55 years of age or older at the time the
9 individual begins the period of 500 hours of service.

10 **“SEC. 199T. AMOUNT OF SENIOR SERVICE SCHOLARSHIP.**

11 “(a) IN GENERAL.—The amount of a senior service
12 scholarship for 500 hours of service is \$1,000.

13 “(b) PRORATED AMOUNT.—If an individual serves at
14 least 250 hours but is unable to complete 500 hours in
15 a 1-year period for compelling personal circumstances as
16 determined by the recipient organization, the amount of
17 the senior service scholarship shall be proportional to the
18 number of hours actually served.”.

19 **SEC. 1902. AMERICA’S PROMISE: THE ALLIANCE FOR**
20 **YOUTH.**

21 Title I (42 U.S.C. 12511) is amended by adding at
22 the end the following new subtitle:

1 **“Subtitle K—America’s Promise:**
2 **The Alliance for Youth**

3 **“SEC. 199AA. AUTHORITY TO PROVIDE ASSISTANCE.**

4 “Subject to the availability of appropriations for this
5 purpose, the Corporation may make grants to America’s
6 Promise: The Alliance for Youth to support its activities
7 relating to mobilizing communities to ensure that young
8 people become productive, responsible adults.

9 **“SEC. 199BB. ALLOWABLE COSTS.**

10 “Grant funds may be used to pay costs attributable
11 to the development or operation of programs consistent
12 with a grant award approved by the Corporation under
13 section 199AA.

14 **“SEC. 199CC. CORPORATION’S CHIEF EXECUTIVE OFFICER**
15 **AS EX OFFICIO MEMBER OF BOARD OF DI-**
16 **RECTORS.**

17 “The Corporation’s Chief Executive Officer may
18 serve as an ex officio nonvoting member of the Board of
19 Directors of America’s Promise: The Alliance for Youth.”.

20 **Subtitle J—Amendments to Title**
21 **III (Points of Light Foundation)**

22 **SEC. 1911. PURPOSE.**

23 Section 302 (42 U.S.C. 12661) is amended to read
24 as follows:

1 **“SEC. 302. PURPOSE.**

2 “It is the purpose of this title—

3 “(1) to encourage every individual and every in-
4 stitution in the Nation to help solve critical social
5 problems by volunteering time, energies, and services
6 through community and volunteer service projects
7 and initiatives;

8 “(2) to identify successful and promising com-
9 munity and volunteer service projects and initiatives,
10 and to disseminate information, training, and tech-
11 nical assistance concerning such projects and initia-
12 tives to other communities in order to promote and
13 sustain their adoption nationwide;

14 “(3) to discover and encourage new leaders and
15 develop individuals and institutions that serve as
16 strong examples of a commitment to serving others
17 and to convince all people in the United States that
18 a successful life includes serving others;

19 “(4) to encourage and facilitate the develop-
20 ment of new volunteer centers in designated local-
21 ities; and

22 “(5) to strengthen the aggregate infrastructure
23 of our Nation’s volunteer centers in order to maxi-
24 mize recruitment, management, and retention.”.

25 **SEC. 1912. BOARD OF DIRECTORS.**

26 Section 303 (42 U.S.C. 12662) is amended—

1 (1) by redesignating subsection (b) as sub-
2 section (c); and

3 (2) by inserting after subsection (a) the fol-
4 lowing:

5 “(b) CORPORATION’S CHIEF EXECUTIVE OFFICER AS
6 EX OFFICIO MEMBER OF BOARD OF DIRECTORS.—The
7 Corporation’s Chief Executive Officer may serve as an ex
8 officio nonvoting member of the Foundation’s Board of
9 Directors.”.

10 **SEC. 1913. GRANTS TO THE FOUNDATION.**

11 Section 304 (42 U.S.C. 12663) is amended—

12 (1) in subsection (a), in the matter preceding
13 paragraph (1), by striking “a department or agency
14 in the executive branch” and all that follows through
15 “the President—” and inserting “the Corporation—
16 ”; and

17 (2) by adding after subsection (b) the following
18 new subsections:

19 “(c) ENDOWMENT.—

20 “(1) IN GENERAL.—Notwithstanding any other
21 law, of the funds made available each fiscal year
22 under sections 303 and 501(b), up to 25 percent
23 may be used to establish or support an endowment
24 fund, the corpus of which shall remain intact and
25 the interest income from which shall be used to sup-

1 port activities described in this title, provided that
2 the Foundation may invest the corpus and income
3 only in federally insured bank savings accounts or
4 comparable interest-bearing accounts, certificates of
5 deposit, money market funds, mutual funds, obliga-
6 tions of the United States, or other market instru-
7 ments and securities, but not in real estate invest-
8 ments.

9 “(2) END OF OPERATIONS.—The Chief Execu-
10 tive Officer shall obtain from the Foundation com-
11 plete and accurate records of Federal funds depos-
12 ited in an endowment established in accordance with
13 paragraph (1). The corpus of such an endowment
14 shall revert to the Treasury if the Chief Executive
15 Officer determines that—

16 “(A) the Foundation has ceased oper-
17 ations; or

18 “(B) the Foundation is no longer capable
19 of carrying out the activities described in sec-
20 tion 302.

21 “(d) GRANTS TO SUPPORT COMMUNITY-BASED VOL-
22 UNTEER CENTERS.—From funds made available under
23 section 303 and 501(b), the Foundation may make grants
24 to—

1 “(1) community-based organizations for the
 2 purpose of facilitating the development of volunteer
 3 centers; and

4 “(2) community-based volunteer centers to sup-
 5 port their ability to recruit, manage, and retain vol-
 6 unteers.”.

7 **Subtitle K—Amendments to Title V** 8 **(Authorization of Appropriations)**

9 **SEC. 1921. AUTHORIZATION OF APPROPRIATIONS.**

10 Section 501 (42 U.S.C. 12681) is amended to read
 11 as follows:

12 **“SEC. 501. AUTHORIZATION OF APPROPRIATIONS.**

13 “(a) TITLE I.—

14 “(1) SUBTITLE B.—

15 “(A) IN GENERAL.—There are authorized
 16 to be appropriated to provide financial assist-
 17 ance under subtitle B of title I, \$55,000,000 for
 18 fiscal year 2003, \$58,000,000 for fiscal year
 19 2004, \$61,000,000 for fiscal year 2005,
 20 \$65,000,000 for fiscal year 2006, and such
 21 sums as may be necessary for fiscal year 2007.

22 “(B) PROGRAMS.—Of the amount appro-
 23 priated under subparagraph (A) for a fiscal
 24 year—

1 “(i) not more than 50 percent shall be
2 available to provide financial assistance
3 under part I of subtitle B of title I;

4 “(ii) not more than 25 percent shall
5 be available to provide financial assistance
6 under part II of such subtitle; and

7 “(iii) not less than 25 percent shall be
8 available to provide financial assistance
9 under part III of such subtitle.

10 “(2) SUBTITLES C, D, AND H.—There are au-
11 thorized to be appropriated to provide financial as-
12 sistance under subtitles C and H of title I, to admin-
13 ister the National Service Trust and disburse na-
14 tional service educational awards and scholarships
15 under subtitle D of title I, and to carry out such au-
16 dits and evaluations as the Chief Executive Officer
17 or the Inspector General of the Corporation may de-
18 termine to be necessary, such sums as may be nec-
19 essary for fiscal years 2003 through 2007.

20 “(3) SUBTITLE E.—There are authorized to be
21 appropriated to operate the Civilian Community
22 Corps and provide financial assistance under subtitle
23 E of title I, such sums as may be necessary for each
24 of the fiscal years 2003 through 2007.

1 “(4) SUBTITLE J (SENIOR SERVICE SCHOLAR-
2 SHIPS PROGRAM).—There are authorized to be ap-
3 propriated to provide financial assistance under sub-
4 title J of title I such sums as may be necessary for
5 each of fiscal years 2003 through 2007.

6 “(5) SUBTITLE K (AMERICA’S PROMISE).—
7 There are authorized to be appropriated to provide
8 financial assistance under subtitle K of title I such
9 sums as may be necessary for each of fiscal years
10 2003 through 2007.”; and

11 “(6) ADMINISTRATION.—There are authorized
12 to be appropriated for the administration of this
13 Act, including financial assistance under section
14 126(a), such sums as may be necessary for each of
15 fiscal years 2003 through 2007.

16 “(b) TITLE III.—There are authorized to be appro-
17 priated to carry out title III such sums as may be nec-
18 essary for each of fiscal years 2003 through 2007.

19 “(c) AVAILABILITY OF APPROPRIATIONS.—Funds ap-
20 propriated under this section shall remain available until
21 expended.”.

1 **TITLE II—AMENDMENTS TO THE**
2 **DOMESTIC VOLUNTEER SERV-**
3 **ICE ACT OF 1973**

4 **SEC. 2001. REFERENCES.**

5 Except as otherwise specifically provided, whenever in
6 this title an amendment or repeal is expressed in terms
7 of an amendment to, or repeal of a provision, the reference
8 shall be considered to be made to a provision of the Do-
9 mestic Volunteer Service Act of 1973 (42 U.S.C. 4950 et
10 seq.).

11 **Subtitle A—Amendments to Title I**
12 **(National Volunteer Antipoverty**
13 **Programs)**

14 **SEC. 2101. PURPOSE.**

15 Section 2(b) (42 U.S.C. 4950(b)) is amended by in-
16 serting “, expand relationships with, and support for, the
17 efforts of civic, community, and educational organiza-
18 tions,” before “and utilize”.

19 **SEC. 2102. PURPOSE OF THE VISTA PROGRAM.**

20 Section 101 (42 U.S.C. 4951) is amended—

21 (1) in the second sentence, by striking “af-
22 flicted with” and inserting “affected by”; and

23 (2) in the third sentence, by striking “local
24 level” and all that follows and inserting “local level,
25 to support efforts by local agencies and organiza-

1 tions to achieve long-term sustainability of VISTA
2 activities in the absence of Federal assistance, and
3 to strengthen local agencies and community organi-
4 zations to carry out the purpose of this part.”.

5 **SEC. 2103. APPLICATIONS.**

6 Section 103 (42 U.S.C. 4953) is amended—

7 (1) in the heading, by striking “**SELECTION**
8 **AND ASSIGNMENT OF VOLUNTEERS**” and insert-
9 ing “**APPLICATIONS**”;

10 (2) in subsection (a)—

11 (A) in the matter preceding paragraph (1),
12 by striking “may assign volunteers selected
13 under subsection (b)” and inserting “may ap-
14 prove the provision of national service positions,
15 grant funds, and other assistance and other
16 support for volunteers”;

17 (B) in paragraph (2)—

18 (i) by striking “handicapped” and in-
19 serting “disabled”; and

20 (ii) by striking “handicaps” and in-
21 serting “disabilities”;

22 (3) by striking subsection (b) and inserting the
23 following:

1 “(b) The Director shall establish recruitment proce-
2 dures that offer opportunities for both local and national
3 recruitment of volunteers for service under this part.”;

4 (4) in subsection (c)—

5 (A) in paragraph (1)—

6 (i) in the material preceding subpara-
7 graph (A), by striking “, in conjunction
8 with the personnel described in subsection
9 (b)(2)(C),”; and

10 (ii) in subparagraph (F), by striking
11 “National and Community Service Trust
12 Act of 1993” and inserting “National and
13 Community Service Act of 1990”; and

14 (B) by striking paragraph (4);

15 (5) in subsection (d), by striking “The Director
16 shall provide each low-income community volunteer
17 with” and inserting “A recipient of national service
18 positions or assistance under this part shall ensure
19 that each low-income community volunteer is pro-
20 vided”;

21 (6) by striking subsections (f) and (g);

22 (7) by redesignating subsection (h) as sub-
23 section (f); and

24 (8) by adding at the end the following:

1 “(g) The Director is encouraged to enter into agree-
2 ments under which public and private nonprofit organiza-
3 tions pay for all or a portion of the costs of supporting
4 the service of volunteers under this title.”.

5 **SEC. 2104. SELECTION PROCESS.**

6 Title I (42 U.S.C. 4950) is amended by adding after
7 section 103 the following:

8 **“SEC. 103A. SELECTION PROCESS.**

9 “(a) SELECTION PROCESS.—Subject to subsection
10 (b), the selection of an individual to serve in an approved
11 national service position authorized under this part shall
12 be the responsibility of the sponsoring organization.

13 “(b) NONDISCRIMINATION AND NONPOLITICAL SE-
14 LECTION OF VOLUNTEERS.—The recruitment and selec-
15 tion of individuals to serve in approved national service
16 positions authorized under this part shall be consistent
17 with the requirements of section 417.”.

18 **SEC. 2105. TERMS OF SERVICE.**

19 Section 104 (42 U.S.C. 4954) is amended to read as
20 follows:

21 **“SEC. 104. TERMS OF SERVICE.**

22 “Volunteers serving under this part shall serve in
23 terms of service as provided in section 139 of the National
24 and Community Service Act of 1990 (42 U.S.C. 12593).”.

1 **SEC. 2106. SUPPORT SERVICE.**

2 Section 105 (42 U.S.C. 4955) is amended—

3 (1) in subsection (a), by striking “provide” each
4 place it appears and inserting “approve”;

5 (2) in subsection (b)(1), by striking “The Di-
6 rector shall also provide” and all that follows and in-
7 serting “A sponsoring organization shall ensure that
8 volunteers receive such living, travel (including travel
9 to and from places of training and to and from loca-
10 tions to which volunteers are assigned during period
11 of service) and leave allowances, and such housing,
12 supplies, equipment, subsistence, clothing, health
13 and dental care, transportation, supervision, train-
14 ing, and other such support as sponsoring organiza-
15 tions approve as necessary and appropriate, con-
16 sistent with any applicable guidelines set by the Di-
17 rector, to carry out the purpose and provisions of
18 this part.”;

19 (3) in subsection (c)(1), in the material pre-
20 ceding subparagraph (A), by striking “The Director
21 shall—” and inserting “A recipient of national serv-
22 ice positions or assistance under this part shall, in
23 accordance with guidelines set by the Director”; and

24 (4) by adding at the end the following:

25 “(d) With respect to volunteers under this part, to
26 the extent a sponsoring organization is subject to the taxes

1 imposed on an employer under section 3111 and 3301 of
 2 the Internal Revenue Code of 1986 (26 U.S.C. 3111,
 3 3301) and taxes imposed on an employer under a workers'
 4 compensation act, the assistance provided to a sponsoring
 5 organization under this subtitle may, if approved by the
 6 Director, be used to pay such taxes.

7 “(e) A sponsoring organization shall ensure that a
 8 volunteer serving under this part who is a qualified indi-
 9 vidual with a disability (as defined in section 101(8) of
 10 the Americans With Disabilities Act of 1990 (42 U.S.C.
 11 12111(8)), receives reasonable accommodation, including
 12 auxiliary aids and services (as defined in section 3(1) of
 13 such Act (42 U.S.C. 12102(1)), based on the individual-
 14 ized need of the individual.

15 “(f) The Corporation may directly provide, or may
 16 assist in providing, the support service items specified in
 17 subsections (a) through (c), and may undertake other
 18 functions it deems necessary to prevent an undue burden
 19 on a sponsoring organization.”.

20 **SEC. 2107. PARTICIPATION OF BENEFICIARIES.**

21 Section 106 (42 U.S.C. 4956) is amended to read as
 22 follows:

23 **“SEC. 106. PARTICIPATION OF BENEFICIARIES.**

24 “To the maximum extent practicable, sponsoring or-
 25 ganizations shall ensure that the people of the commu-

1 nities to be served by volunteers under this title participate
2 in planning, developing, and implementing projects there-
3 under.”.

4 **SEC. 2108. DISSEMINATION OF INFORMATION.**

5 Section 108 (42 U.S.C. 4958) is amended to read as
6 follows:

7 **“SEC. 108. DISSEMINATION OF INFORMATION.**

8 “In entering into grants or contracts to support
9 projects under this part, the Director shall ensure that
10 information regarding opportunities for funding is effec-
11 tively disseminated to the public.”.

12 **SEC. 2109. UNIVERSITY YEAR FOR VISTA PROGRAM.**

13 Section 111(b) (42 U.S.C. 4971(b)) is amended in
14 the third sentence by striking “agencies, institutions, and
15 situations” and inserting “agencies and institutions, in-
16 cluding civic, community, and educational organizations,”.

17 **SEC. 2110. AUTHORITY.**

18 Section 112 (42 U.S.C. 4972) is amended—

19 (1) by striking “the Director is authorized to
20 conduct or make grants and contracts for, or both,
21 programs” and inserting “the Director is authorized
22 to make grants and contracts for programs”;

23 (2) by striking “except for the provisions of sec-
24 tions 103(f) and 104(d), and”; and

1 (3) by striking “determine” and inserting “au-
2 thorize a sponsoring organization”.

3 **SEC. 2111. SPECIAL CONDITIONS.**

4 Section 113(a) (42 U.S.C. 4973(a)) is amended in
5 the first sentence—

6 (1) by striking “subsection (b) of”; and

7 (2) by striking “equivalent” and all that follows
8 and inserting “equivalent.”

9 **SEC. 2112. SPECIAL VOLUNTEER PROGRAMS.**

10 Section 122 (42 U.S.C. 4992) is amended—

11 (1) in the heading, by striking “**AND OPER-**
12 **ATE**”;

13 (2) in subsection (a), by striking “The Director
14 is authorized to conduct special volunteer programs
15 for demonstration programs, or award grants to or
16 enter into contracts” and inserting “The Director is
17 authorized to establish special volunteer programs
18 for demonstration programs and to award grants or
19 enter into contracts”;

20 (3) in subsection (b)—

21 (A) in the heading, by striking “ASSIGN-
22 MENT AND SUPPORT” and inserting “AP-
23 PROVAL OF NATIONAL SERVICE POSITIONS AND
24 SUPPORT”;

1 (B) by striking “The assignment of volun-
 2 teers” and inserting “The approval of national
 3 service positions for volunteers”; and

4 (C) by striking the second sentence; and

5 (4) in subsection (c), by striking the second
 6 sentence and inserting: “In entering into grants or
 7 contracts to support projects under this part, the
 8 Director shall ensure that opportunities for funding
 9 are effectively disseminated to the public.”.

10 **SEC. 2113. SECTIONS REPEALED.**

11 Sections 102 and 109 (42 U.S.C. 4952 and 4959),
 12 and the items relating to such sections in the table of con-
 13 tents in section 1(b), are repealed.

14 **Subtitle B—Amendments to Title II**
 15 **(National Senior Volunteer Corps)**

16 **SEC. 2201. CHANGE IN NAME.**

17 Title II (42 U.S.C. 5000 et seq.) is amended in the
 18 title heading by striking “**NATIONAL SENIOR**
 19 **VOLUNTEER CORPS**” and inserting “**NA-**
 20 **TIONAL SENIOR SERVICE CORPS**”.

21 **SEC. 2202. PURPOSE.**

22 Section 200 (42 U.S.C. 5000) is amended to read as
 23 follows:

24 **“SEC. 200. STATEMENT OF PURPOSE.**

25 “It is the purpose of this title to provide—

1 “(1) opportunities for senior service to meet
2 unmet local, State, and national needs in the areas
3 of education, public safety, health and human needs,
4 and the environment;

5 “(2) for the National Senior Service Corps,
6 comprised of the Retired and Senior Volunteer Pro-
7 gram, the Foster Grandparent Program, and the
8 Senior Companion Program, and demonstration and
9 other programs to empower older individuals to con-
10 tribute to their communities through service, en-
11 hance the lives of those who serve and those whom
12 they serve, and provide communities with valuable
13 services;

14 “(3) opportunities for people 55 years of age or
15 older, through the Retired and Senior Volunteer
16 Program, to share their experiences, abilities, and
17 skills for the betterment of their communities and
18 themselves;

19 “(4) opportunities for people 55 years of age or
20 older, through the Foster Grandparents Program, to
21 have a positive impact on the lives of children in
22 need;

23 “(5) opportunities for people 55 years of age or
24 older, through the Senior Companion Program, to
25 provide critical support services and companionship

1 to adults at risk of institutionalization and who are
2 struggling to maintain a dignified independent life;
3 and

4 “(6) for research, training, demonstration, and
5 other program activities to increase and improve op-
6 portunities for seniors to meet unmet needs, includ-
7 ing those related to emergency preparedness, public
8 safety, public health, and disaster relief, in their
9 communities.”.

10 **SEC. 2203. GRANTS AND CONTRACTS FOR VOLUNTEER**
11 **SERVICE PROJECTS.**

12 Section 201 (42 U.S.C. 5001) is amended—

13 (1) in subsection (a), in the matter preceding
14 paragraph (1), by striking “avail themselves of op-
15 portunities for volunteer service in their community”
16 and inserting “share their experiences, abilities, and
17 skills for the betterment of their communities and
18 themselves”;

19 (2) in paragraph (2), by striking “, and individ-
20 uals 60 years of age or older will be given priority
21 for enrollment,”;

22 (3) by striking subsection (c); and

23 (4) by redesignating subsection (d) as sub-
24 section (c).

1 **SEC. 2204. FOSTER GRANDPARENT PROGRAM GRANTS.**

2 Section 211 (42 U.S.C. 5011) is amended—

3 (1) in subsection (a), by striking “low-income
4 persons aged sixty or over” and inserting “low-in-
5 come and other persons aged 55 or over”;

6 (2) in subsection (b)—

7 (A) in paragraph (1)—

8 (i) in the matter preceding subpara-
9 graph (A), by striking “shall have the ex-
10 clusive authority to determine, pursuant to
11 the provisions of paragraph (2) of this sub-
12 section—” and inserting “may deter-
13 mine—”;

14 (ii) in subparagraph (A), by striking
15 “and”;

16 (iii) in subparagraph (B), by striking
17 the period and inserting “; and”; and

18 (iv) by adding after subparagraph (B)
19 the following:

20 “(C) whether it is in the best interests of
21 a child receiving, and of a particular foster
22 grandparent providing, services in such a
23 project, to continue such relationship after the
24 child reaches the age of 21, if such child was
25 receiving such services prior to attaining the
26 age of 21.”;

1 (B) by striking paragraph (2); and

2 (C) by redesignating paragraph (3) as
3 paragraph (2);

4 (3) in paragraph (2) (as redesignated by this
5 section), by striking “paragraphs (1) and (2)” and
6 inserting “paragraph (1)”; and

7 (4) by adding after paragraph (2) (as redesign-
8 nated by this section) the following:

9 “(3) If an assignment of a foster grandparent
10 is suspended or discontinued, the replacement of
11 that foster grandparent shall be determined through
12 the mutual agreement of all parties involved in the
13 provision of services to the child.”;

14 (5) in subsection (d)—

15 (A) in the first sentence, by striking “low-
16 income persons serving as volunteers under this
17 part, such allowances, stipends, and other sup-
18 port” and inserting “low-income persons and
19 persons eligible under subsection (h) serving as
20 volunteers under this part, such allowances or
21 stipends”; and

22 (B) by striking the second sentence and all
23 that follows and inserting the following: “Any
24 stipend or allowance provided under this part
25 shall not exceed 75 percent of the minimum

1 wage under the Fair Labor Standards Act of
2 1938 (29 U.S.C. 201 et seq.), with the Federal
3 share not to exceed \$2.65 per hour, provided
4 that the Director shall adjust the Federal share
5 once prior to December 31, 2007, to account
6 for inflation.”;

7 (6) in subsection (e)(1), by striking “125” and
8 inserting “200”;

9 (7) by striking subsection (f) and inserting:

10 “(f)(1) Subject to the restrictions in paragraph (3),
11 individuals who are not low-income persons may serve as
12 volunteers under this part. The regulations issued by the
13 Director to carry out this part (other than regulations re-
14 lating to stipends or allowances to individuals authorized
15 by subsections (d) and (h)) shall apply to all volunteers
16 under this part, without regard to whether such volunteers
17 are eligible to receive a stipend or allowance under sub-
18 section (d) or (h).

19 “(2) Except as provided under paragraph (1), each
20 recipient of a grant or contract to carry out a project
21 under this part shall give equal treatment to all volunteers
22 who participate in such project, without regard to whether
23 such volunteers are eligible to receive a stipend or allow-
24 ance under subsection (d) or (h).

1 “(3) An individual who is not a low-income person
2 may not become a volunteer under this part if allowing
3 that individual to become a volunteer under this part
4 would prevent a low-income person from becoming a vol-
5 unteer under this part or would displace a low-income per-
6 son from being a volunteer under this part.”; and

7 (8) by adding at the end the following new sub-
8 sections:

9 “(g) The Director may also provide a stipend or al-
10 lowance in an amount not to exceed 10 percent more than
11 the amount established under subsection (d) to leaders
12 who, on the basis of past experience as volunteers, special
13 skills, and demonstrated leadership abilities, may coordi-
14 nate activities, including training, and otherwise support
15 the service of volunteers under this part.

16 “(h) The Director may provide payments under sub-
17 section (d) for up to 15 percent of volunteers serving in
18 a project under this part for a fiscal year who do not meet
19 the definition of ‘low-income’ under subsection (e), upon
20 certification by the recipient of a grant or contract that
21 it is unable to effectively recruit and place low-income vol-
22 unteers in the number of placements approved for the
23 project.”.

24 **SEC. 2205. SENIOR COMPANION PROGRAM GRANTS.**

25 Section 213 (42 U.S.C. 5013) is amended—

1 (1) in subsection (a), by striking “low-income
2 persons aged 60 or over” and inserting “low-income
3 and other persons aged 55 or over”;

4 (2) in subsection (b), by striking “Subsections
5 (d), (e), and (f)” and inserting “Subsections (d)
6 through (h)”;

7 (3) by striking subsection (c)(2)(B) and insert-
8 ing the following:

9 “(B) Senior companion volunteer trainers
10 and leaders may receive a stipend or allowance
11 consistent with subsection (g) authorized under
12 subsection (d) of section 211, as approved by
13 the Director.”.

14 **SEC. 2206. TECHNICAL AMENDMENTS.**

15 (a) **CHANGE IN AGE ELIGIBILITY.**—Section 223 (42
16 U.S.C. 5023) is amended by striking “sixty years and
17 older” and inserting “55 years and older”.

18 (b) **NAME CHANGE.**—Section 224 (42 U.S.C. 5024)
19 is amended in the heading by striking “**VOLUNTEER**”
20 and inserting “**SERVICE**”.

21 **SEC. 2207. PROGRAMS OF NATIONAL SIGNIFICANCE.**

22 Section 225 (42 U.S.C. 5025) is amended—

23 (1) in subsection (a)(1), by striking “With not
24 less than one-third of the funds made available” and
25 inserting “With funds made available”; and

1 (2) in subsection (b), by adding after paragraph
2 (18) the following:

3 “(19) Programs that strengthen community ef-
4 forts in support of homeland security.”.

5 **SEC. 2208. ADDITIONAL PROVISIONS.**

6 Title II (42 U.S.C. 5000 et seq.) is amended by add-
7 ing after section 227 the following new sections:

8 **“SEC. 228. PARTICIPATION REGARDLESS OF INCOME**
9 **LEVEL.**

10 “(a) GENERAL.—Participation in programs and ac-
11 tivities under this title shall be open to seniors regardless
12 of income level.

13 “(b) PARTICIPATION OF LOW-INCOME INDIVIDUALS
14 ENCOURAGED.—Notwithstanding subsection (a), the Cor-
15 poration shall take appropriate steps, including conducting
16 outreach at the national level and requiring measures at
17 the local level, to ensure the inclusion of low-income per-
18 sons in programs and activities authorized under this title.

19 **“SEC. 229. CONTINUITY OF SERVICE.**

20 “To ensure the continued service of individuals in
21 communities served by Retired and Senior Volunteer pro-
22 grams, Foster Grandparent programs, and Senior Com-
23 panion programs prior to enactment of this section, in
24 making grants under this title the Corporation shall take
25 actions it considers necessary to maintain service assign-

1 ments for such seniors and to ensure continuity of service
 2 for communities.

3 **“SEC. 229A. TRAINING AND RESEARCH.**

4 “From funds appropriated each fiscal year to carry
 5 out subtitle II, the Corporation may reserve up to
 6 \$10,000,000 to support research and training designed to
 7 improve the effectiveness of programs supported under
 8 subtitle II.”.

9 **Subtitle C—Amendments to Title**
 10 **IV (Administration and Coordi-**
 11 **nation)**

12 **SEC. 2301. APPLICATION OF FEDERAL LAW.**

13 Section 415 (42 U.S.C. 5055) is amended—

14 (1) in subsection (a), by striking “Except as
 15 provided in subsections (b), (c), (d), and (e) of this
 16 section, volunteers” and inserting “Volunteers”;

17 (2) by striking subsections (b), (e), and (f);

18 (3) by redesignating subsections (c) and (d) as
 19 subsections (b) and (c), respectively;

20 (4) in subsection (b) (as redesignated by this
 21 section), in the material preceding paragraph (1)—

22 (A) by striking “Any period of service of a
 23 volunteer” and inserting “Any period of service
 24 of a participant enrolled in a full-time term of
 25 service in an approved national service position

1 authorized under title I of the National and
 2 Community Service Act of 1990 (42 U.S.C. et
 3 seq.), any period of service of a volunteer”; and

4 (B) by striking “subsequent”; and

5 (5) in subsection (c) (as redesignated by this
 6 section), by striking “Volunteers serving in pro-
 7 grams” and inserting “Participants serving in a full-
 8 time term of service in an approved national service
 9 position authorized under title I of the National and
 10 Community Service Act of 1990 (42 U.S.C. et seq.),
 11 volunteers serving in programs”.

12 **SEC. 2302. DEFINITIONS.**

13 Section 421 (42 U.S.C. 5061) is amended—

14 (1) in paragraph (13), by striking “National
 15 Senior Volunteer Corps” and inserting “National
 16 Senior Service Corps”; and

17 (2) in paragraph (14)—

18 (A) by striking “National Senior Volunteer
 19 Corps” and inserting “National Senior Service
 20 Corps”; and

21 (B) by striking “parts A, B, C, and E of”;

22 **SEC. 2303. PROTECTION AGAINST IMPROPER USE.**

23 Section 425 (42 U.S.C. 5065) is amended by striking
 24 “National Senior Volunteer Corps” and inserting “Na-
 25 tional Senior Service Corps”.

1 **SEC. 2304. INCOME VERIFICATION.**

2 Title IV is amended by adding after section 425 the
3 following new section:

4 **“SEC. 426. INCOME VERIFICATION.**

5 “Each organization that receives assistance under
6 this Act may verify the income eligibility of volunteers
7 based on a confidential declaration of income and with no
8 requirements for verification.”.

9 **SEC. 2305. SECTIONS REPEALED.**

10 Sections 412, 416, and 419 (42 U.S.C. 5052, 5056,
11 and 5059), and the items relating to such sections in the
12 table of contents contained in section 1(b), are repealed.

13 **Subtitle D—Amendments to Title V**
14 **(Authorization of Appropriations)**

15 **SEC. 2401. AUTHORIZATION OF APPROPRIATIONS FOR**
16 **VISTA AND SPECIAL VOLUNTEER PROGRAMS.**

17 Section 501 (42 U.S.C. 5081) is amended to read as
18 follows:

19 **“SEC. 501. NATIONAL VOLUNTEER ANTIPOVERTY PRO-**
20 **GRAMS.**

21 “(a) VOLUNTEERS IN SERVICE TO AMERICA.—There
22 are authorized to be appropriated to carry out the VISTA
23 program under title I, such sums as may be necessary for
24 fiscal year 2003 and such sums as may be necessary for
25 each of fiscal years 2004 through 2007.

1 “(b) SPECIAL VOLUNTEER PROGRAMS.—There are
2 authorized to be appropriated to carry out the Special Vol-
3 unteers Programs under title I, such sums as may be nec-
4 essary for each of fiscal years 2003 through 2007.”.

5 **SEC. 2402. AUTHORIZATION OF APPROPRIATIONS FOR NA-**
6 **TIONAL SENIOR SERVICE CORPS.**

7 Section 502 (42 U.S.C. 5082) is amended to read as
8 follows:

9 **“SEC. 502. NATIONAL SENIOR SERVICE CORPS.**

10 “(a) RETIRED AND SENIOR VOLUNTEER PRO-
11 GRAM.—There are authorized to be appropriated to carry
12 out part A of title II, such sums as may be necessary for
13 each of the fiscal years 2003 and 2007.

14 “(b) FOSTER GRANDPARENT PROGRAM.—There are
15 authorized to be appropriated to carry out part B of title
16 II, such sums as may be necessary for each of the fiscal
17 years 2003 and 2007.

18 “(c) SENIOR COMPANION PROGRAM.—There are au-
19 thorized to be appropriated to carry out part C of title
20 II, such sums as may be necessary for each of the fiscal
21 years 2003 and 2007.

22 “(d) DEMONSTRATION PROGRAMS.—There are au-
23 thorized to be appropriated to carry out part E of title
24 II, such sums as may be necessary for each of the fiscal
25 years 2003 through 2007.”.

1 **SEC. 2403. ADMINISTRATION AND COORDINATION.**

2 Section 504 (42 U.S.C. 5084) is amended to read as
3 follows:

4 **“SEC. 504. ADMINISTRATION AND COORDINATION.**

5 “There are authorized to be appropriated for the ad-
6 ministration of this Act such sums as may be necessary
7 for each of fiscal years 2003 through 2007.”.

8 **TITLE III—AMENDMENTS TO**
9 **OTHER LAWS**

10 **SEC. 3101. INSPECTOR GENERAL ACT.**

11 Section 8E(a)(1) of the Inspector General Act (5
12 U.S.C. App.) is amended by striking “National and Com-
13 munity Service Trust Act of 1993” and inserting “Na-
14 tional and Community Service Act of 1990”.

15 **TITLE IV—TECHNICAL AMEND-**
16 **MENTS TO TABLES OF CON-**
17 **TENTS**

18 **SEC. 4101. TABLE OF CONTENTS FOR THE NATIONAL AND**
19 **COMMUNITY SERVICE ACT OF 1990.**

20 Section 1(b) of the National and Community Service
21 Act of 1990 (42 U.S.C. 12501, note) is amended to read
22 as follows:

23 “(b) TABLE OF CONTENTS.—The table of contents
24 is as follows:

“Sec. 1. Short title and table of contents.

“Sec. 2. Findings and purpose.

“TITLE I—NATIONAL AND COMMUNITY SERVICE GRANT
PROGRAM

“Subtitle A—General Provisions

- “Sec. 101. Definitions.
- “Sec. 102. Authority to make State grants.

“Subtitle B—Service Learning Programs

“PART I—SERVE-AMERICA PROGRAMS

- “Sec. 111. Assistance to States and Indian tribes.
- “Sec. 112. Allotments.
- “Sec. 113. Applications.
- “Sec. 114. Consideration of applications.
- “Sec. 115. Federal, State, and local contributions.
- “Sec. 116. Limitations on uses of funds.

“PART II—HIGHER EDUCATION INNOVATIVE PROGRAMS FOR COMMUNITY
SERVICE

- “Sec. 119. Higher education innovation programs for community service.

“PART III—COMMUNITY-BASED PROGRAMS, TRAINING, AND INITIATIVES

- “Sec. 120. Community-based programs, training, and other initiatives.

“PART IV—CLEARINGHOUSE

- “Sec. 120A. Service-learning clearinghouse.

“Subtitle C—National Service Trust Programs

“PART I—INVESTMENT IN NATIONAL SERVICE

- “Sec. 121. Authority to provide assistance and approved national service positions.
- “Sec. 122. Types of national service programs eligible for program assistance.
- “Sec. 123. Types of national service positions eligible for approval for national service educational awards.
- “Sec. 124. Types of program assistance.
- “Sec. 125. Training and technical assistance.
- “Sec. 126. Other special assistance.

“PART II—APPLICATION AND APPROVAL PROCESS

- “Sec. 129. Provision of assistance and approved national service positions.
- “Sec. 129A. Pilot authority for member-based national service positions.
- “Sec. 129B. Education awards program.
- “Sec. 129C. Fixed amount grants.
- “Sec. 130. Application for assistance and approved national service positions.
- “Sec. 131. National service program assistance requirements.
- “Sec. 132. Ineligible service categories.
- “Sec. 133. Consideration of applications.

“PART III—NATIONAL SERVICE PARTICIPANTS

- “Sec. 137. Description of participants.

- “Sec. 138. Selection of national service participants.
- “Sec. 139. Terms of service.
- “Sec. 140. Living allowances for national service participants.
- “Sec. 141. National service educational awards.

“Subtitle D—National Service Trust and Provision of National Service
Educational Awards

- “Sec. 145. Establishment of the National Service Trust.
- “Sec. 146. Individuals eligible to receive a national service educational award from the Trust.
- “Sec. 147. Determination of the amount of the national service educational award.
- “Sec. 148. Disbursement of national service educational awards.
- “Sec. 149. Use by participants with disabilities.
- “Sec. 149A. Service-based scholarships to high school students.

“Subtitle E—National Civilian Community Corps

- “Sec. 151. Purpose.
- “Sec. 152. Establishment of Civilian Community Corps program.
- “Sec. 153. National service program.
- “Sec. 154. Summer national service program.
- “Sec. 155. Civilian Community Corps.
- “Sec. 156. Training.
- “Sec. 157. Service projects.
- “Sec. 158. Authorized benefits for Corps members.
- “Sec. 159. Administrative provisions.
- “Sec. 160. Status of Corps members and Corps personnel under Federal law.
- “Sec. 161. Contract and grant authority.
- “Sec. 162. Responsibilities of other departments.
- “Sec. 163. Advisory board.
- “Sec. 164. Annual evaluation.
- “Sec. 165. Funding limitation.
- “Sec. 166. Definitions.
- “Sec. 167. Emergency Response Corps.

“Subtitle F—Administrative Provisions

- “Sec. 171. Family and medical leave.
- “Sec. 172. Reports.
- “Sec. 173. Supplementation.
- “Sec. 174. Prohibition on use of funds.
- “Sec. 175. Nondiscrimination.
- “Sec. 176. Notice, hearing, and grievance procedures.
- “Sec. 177. Nonduplication and nondisplacement.
- “Sec. 178. State Commissions on National and Community Service.
- “Sec. 179. Evaluation.
- “Sec. 180. Engagement of participants.
- “Sec. 181. Contingent extension.
- “Sec. 182. Partnerships with schools.
- “Sec. 183. Rights of access, examination, and copying.
- “Sec. 184. Drug-free workplace requirements.
- “Sec. 185. Consolidated application and reporting requirements.
- “Sec. 186. Accountability for results.
- “Sec. 187. Sustainability.

- “Sec. 188. Use of recovered funds.
- “Sec. 189. Capacity building.
- “Sec. 189A. Expenses of attending meetings.
- “Sec. 189B. Fees.
- “Sec. 189C. Grant periods.
- “Sec. 189D. Generation of volunteers.
- “Sec. 189E. Limitation on program grant costs.

“Subtitle G—Corporation for National and Community Service

- “Sec. 191. Corporation for National and Community Service.
- “Sec. 192. Board of Directors.
- “Sec. 192A. Authorities and duties of the Board of Directors.
- “Sec. 193. Chief Executive Officer.
- “Sec. 193A. Authorities and duties of the Chief Executive Officer.
- “Sec. 194. Officers.
- “Sec. 195. Employees, consultants, and other personnel.
- “Sec. 196. Administration.
- “Sec. 196A. Corporation State offices.

“Subtitle H—Investment for Quality and Innovation

- “Sec. 198. Additional corporation activities to support national service.
- “Sec. 198A. Clearinghouses.
- “Sec. 198B. Presidential awards for service.
- “Sec. 198C. Military installation conversion demonstration programs.
- “Sec. 198D. Special demonstration project.

“Subtitle I—American Conservation and Youth Corps

- “Sec. 199. Short title.
- “Sec. 199A. General authority.
- “Sec. 199B. Limitation on purchase of capital equipment.
- “Sec. 199C. State application.
- “Sec. 199D. Focus of programs.
- “Sec. 199E. Related programs.
- “Sec. 199F. Public lands or Indian lands.
- “Sec. 199G. Training and education services.
- “Sec. 199H. Preference for certain projects.
- “Sec. 199I. Age and citizenship criteria for enrollment.
- “Sec. 199J. Use of volunteers.
- “Sec. 199K. Living allowance.
- “Sec. 199L. Joint programs.
- “Sec. 199M. Federal and State employee status.

“Subtitle J—Senior Service Scholarships

- “Sec. 199O. Authority to provide assistance and Senior Service Scholarships.
- “Sec. 199P. Programs eligible for assistance.
- “Sec. 199Q. Grants.
- “Sec. 199R. Funds for Senior Service Scholarships.
- “Sec. 199S. Eligibility to receive a Senior Service Scholarship.
- “Sec. 199T. Amount of Senior Service Scholarship.

“Subtitle K—America’s Promise: The Alliance for Youth

- “Sec. 199AA. Authority to provide assistance.

“Sec. 199BB. Allowable costs.

“Sec. 199CC. Corporation’s Chief Executive Officer as ex officio member of board of directors.

“TITLE II—MODIFICATIONS OF EXISTING PROGRAMS

“Subtitle A—Publication

“Sec. 201. Information for students.

“Sec. 202. Exit counseling for borrowers.

“Sec. 203. Department information on deferments and cancellations.

“Sec. 204. Data on deferments and cancellations.

“Subtitle B—Youthbuild Projects

“Sec. 211. Youthbuild projects.

“Subtitle C—Amendments to Student Literacy Corps

“Sec. 221. Amendments to Student Literacy Corps.

“TITLE III—POINTS OF LIGHT FOUNDATION

“Sec. 301. Short title.

“Sec. 302. Findings and purposes.

“Sec. 303. Authority.

“Sec. 304. Grants to the Foundation.

“Sec. 305. Eligibility of the Foundation for grants.

“TITLE IV—PROJECTS HONORING VICTIMS OF TERRORIST
ATTACKS

“Sec. 401. Projects.

“TITLE V—AUTHORIZATION OF APPROPRIATIONS

“Sec. 501. Authorization of appropriations.

“TITLE VI—MISCELLANEOUS PROVISIONS

“Sec. 601. Amtrak waste disposal.

“Sec. 602. Exchange program with countries in transition from totalitarianism to democracy.”.

1 SEC. 4102. TABLE OF CONTENTS FOR THE DOMESTIC VOL-
2 UNTEER SERVICE ACT OF 1973.

3 Section 1(b) of the Domestic Volunteer Service Act
4 of 1973 (42 U.S.C. 4950 note) is amended to read as fol-
5 lows:

6 “(b) TABLE OF CONTENTS.—The table of contents
7 is as follows:

“Sec. 1. Short title; table of contents.

“Sec. 2. Volunteerism policy.

“TITLE I—NATIONAL VOLUNTEERS ANTIPOVERTY PROGRAM

“PART A—VOLUNTEERS IN SERVICE TO AMERICA

“Sec. 101. Statement of purpose.

“Sec. 102. Authority to operate VISTA program.

“Sec. 103. Applications.

“Sec. 103A. Selection process.

“Sec. 104. Terms of service.

“Sec. 105. Support service.

“Sec. 106. Participation of beneficiaries.

“Sec. 107. Participation of younger and older persons.

“Sec. 108. Dissemination of information.

“Sec. 109. VISTA Literacy Corps.

“Sec. 110. Applications for assistance.

“PART B—UNIVERSITY YEAR FOR VISTA

“Sec. 111. Statement of purpose.

“Sec. 112. Authority to operate University Year for VISTA program.

“Sec. 113. Special conditions.

“PART C—SPECIAL VOLUNTEERS PROGRAM

“Sec. 121. Statement of purpose.

“Sec. 122. Authority to establish special volunteer and demonstration programs.

“Sec. 123. Technical and financial assistance.

“Sec. 124. Literacy challenge grants.

“TITLE II—NATIONAL SENIOR SERVICE CORPS

“Sec. 200. Statement of purposes.

“PART A—RETIRED AND SENIOR VOLUNTEER PROGRAM

“Sec. 201. Grants and contracts for volunteer service projects.

“PART B—FOSTER GRANDPARENT PROGRAM

“Sec. 211. Grants and contracts for volunteer service projects.

“PART C—SENIOR COMPANION PROGRAM

“Sec. 213. Grants and contracts for volunteer service projects.

“PART D—GENERAL PROVISIONS

“Sec. 221. Promotion of National Senior Volunteer Corps.

“Sec. 222. Payments.

“Sec. 223. Minority group participation.

“Sec. 224. Use of locally generated contributions in National Senior Volunteer Corps.

“Sec. 225. Programs of national significance.

“Sec. 226. Adjustments to Federal financial assistance.

“Sec. 227. Multiyear grants or contracts..

- “Sec. 228. Participation regardless of income level.
- “Sec. 229. Continuity of service.
- “Sec. 229A. Training and research.

“PART E—DEMONSTRATION PROGRAMS

- “Sec. 231. Authority of Director.

“TITLE IV—ADMINISTRATION AND COORDINATION

- “Sec. 403. Political activities.
- “Sec. 404. Special limitations.
- “Sec. 406. Labor standards.
- “Sec. 408. Joint funding.
- “Sec. 409. Prohibition of Federal control.
- “Sec. 410. Coordination with other programs.
- “Sec. 411. Prohibition.
- “Sec. 412. Notice and hearing procedures for suspension and termination of financial assistance.
- “Sec. 414. Distribution of benefits between rural and urban areas.
- “Sec. 415. Application of Federal law.
- “Sec. 416. Evaluation.
- “Sec. 417. Nondiscrimination provisions.
- “Sec. 418. Eligibility for other benefits.
- “Sec. 419. Legal expenses.
- “Sec. 421. Definitions.
- “Sec. 422. Audit.
- “Sec. 423. Reduction of paperwork.
- “Sec. 424. Review of project renewals.
- “Sec. 425. Protection against improper use.
- “Sec. 426. Income verification.

“TITLE V—AUTHORIZATION OF APPROPRIATIONS

- “Sec. 501. National volunteer antipoverty programs.
- “Sec. 502. National Senior Service Corps.
- “Sec. 504. Administration and coordination.
- “Sec. 505. Availability of appropriations.

“TITLE VI—AMENDMENTS TO OTHER LAWS AND REPEALERS

- “Sec. 601. Supersedence of Reorganization Plan No. 1 of July 1, 1971.
- “Sec. 602. Creditable service for civil service retirement.
- “Sec. 603. Repeal of title VIII of the Economic Opportunity Act.
- “Sec. 604. Repeal of title VI of the Older Americans Act.”.

1 **TITLE V—EFFECTIVE DATE**

2 **SEC. 5101. EFFECTIVE DATE.**

3 Unless specifically provided otherwise, the amend-
 4 ments made by this Act shall take effect on the date of
 5 enactment.

1 **SEC. 5102. SERVICE ASSIGNMENTS AND AGREEMENTS.**

2 (a) SERVICE ASSIGNMENTS.—Changes pursuant to
3 this Act in the terms and conditions of terms of service
4 and other service assignments under the national service
5 laws (including the amount of the education award) shall
6 apply only to individuals who enroll or otherwise begin
7 service assignments after 90 days after the date of enact-
8 ment of this Act, except when agreed upon by all inter-
9 ested parties.

10 (b) AGREEMENTS.—Changes pursuant to this Act in
11 the terms and conditions of grants, contracts, or other
12 agreements under the national service laws shall apply
13 only to such agreements entered into after 90 days after
14 the date of enactment of this Act, except when agreed
15 upon by the parties to such agreements.

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